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Senate Journal

Monday Oct

31. 1864

2nd Extra Session

10th Legislature

Read & Adopted

10-31-64

Senate Chamber Saturday
Oct. 29 1864. 9 o'clk A. M.

Senate met. roll called. Quorum present.

The Journal of Yesterday was read and adopted

The committee on Education Mr. Dickson Chairman reported a Bill to Amend the 5th. Section of an act to incorporate the New Braunfels Academy. and recommended its passage.

Mr. Kinsey, made the following Minority Report.

"I"

Mr. Harcourt introduced a Bill to enable the legal Representatives of the late Gen Thomas Green to collect by due course of law the Costs due him as clerk of the Supreme Court Read 1 & 2 time and refd to Judiciary Committee

The com on Enrolled bills reported Correctly enrolled properly signed & presented to the Governor a Bill to Incorporate Osage Academy

Mr. Parsons introduced a Bill to repeal an act prohibiting owners or employers of slaves from placing them in charge of farms or stock ranches detached or removed from the home or places of residence of the owner or employer" Read 1 & 2 time & refd to Judiciary Committee

Mr. Knox was added to Committee on Frontier Defense

Mr. Durant introduced a Bill for the relief of the heirs of Thomas Moore dec'd Read 1 & 2 time & refrd to Com. on Private Land claims

Mr Shepard chmn Com. on State affairs reported and recommended the passage of the following Bills

A Bill to Incorporate the Bastrop Cotton & Wood Manufacturing Company - A Bill supplementary to an act to amend the 3rd Section of an act to Incorporate the Dallas Bridge Company appd Dec 11. 1861. and asked to be discharged from the further Consideration of the resolution to inquire into the propriety of amending Art 1776 of Oldham & White's Digest

Mr Durant chmn of Com on Enrolled Bills made the following report

"A"

Mr Wootten one of the committee on printing reported a Bill to amend the act to regulate publication notices in certain cases and asked that it be refrd to the Judiciary Committee ——

The Senate then went into Committee of the Whole on Joint Resolutions Concerning peace reconstruction and independence - After some time spent there in the Committee rose and reported progress

and asked leave to sit again at 3 oclk P.M.
Mr Hartley ~~offered~~ the following resolution.

The Senate then adjourned until 3 oclk P.M.

3 oclk P.M.
Senate met. Rollcalled. No quorum
Whereupon the Senate adjourned until 9 oclk A.M. on Monday next

Senate Journal

Saturday Oct 29 1864

2nd Extra Session
10th Legislature

Read & Adopted

10-27-64

Committee Room Oct 30th 1864

To the Hon H J Woodall Pres't Senate

The committee on Confederate relations, have considered the accompanying joint resolutions, and are of the opinion that no action by the Legislature, upon the subject contemplated therein, is necessary — the Chairman recommends their indefinite postponement.

The committee should they comprehend the objects of the movement, which is, to consolidate the interests of this struggle, and conduct it with activity, unanimity of age, to contribute to the interest of the Army and Government, but this seeming inequality, is not the result of sectional or class legislation on the part of the Confederate Congress, but is the result of natural and uncontrolable causes which no human power can Equalize.

The committee

Rights Regus and illustrate, such action it too appears and to except the abrogation of treaties

Respectfully submitted

Durant

Chairman

"K"

Journals Dec

29. 1864

adopted Nov 4.

1864

Senate Chamber Monday
Oct 31st 1864. 9 o'clock A.M.

Senate met. Roll called. Quorum present.
The Journal of Saturday was read & adopted

Mr Dickson one of the Comm on the Penitentiary reported on behalf of the Committee a Bill authorizing the use of the penitentiary for military purposes. Correctly and recommended its passage. with amdt strike out District & insert Department.

Mr. Burney Chm of Comt on private Land claims reported a Bill for the relief of the heirs of Thomas Moore Dec'd and recommended its passage -

Mr. Throckmorton introduced a Bill supplementary to an act authorizing the Comptroller of the State to receive from rail road Companies in this State the interest that may be now due or hereafter to become due on their bonds appd Dec. 16. 1863. Read 1st & 2nd time and refrd to Com. on Finance.

Mr. Dickson offered the following Resolve That the Governor be respectfully requested to inform the Senate the number of wagons - Ambulances Horses mules and sets of harness retained when the frontier regiments was turned over to the Confederate State, and what disposition has been made of the same - & any of the above should still be on hand what use is being made of them Adopted

Mr. Lemmon offered the following Resolved that the Committee on Military affairs be requested to take into Consideration the propriety of removing from the frontier organization all single men

thereon and report by bill or otherwise as early as practicable Adopted.

The resolution offered on Yesterday by Mr. Hartley relative to an exception of the Senate upon the support & maintenance of Soldiers families was considered and laid over informally until 3 oclk P. M.

Mr. Ford then introduced a Bill to amend Art 140 Title IIII Chap IV code of Criminal procedure Read 1st & 2 time & refrd to Judiciary Comm.

The Senate then adjourned until 3 oclk P. M.

3 oclk P. M.

Senate Journal

Session Nov.

1864

2nd Extra Session

10th Legislature

Read & Adopted

11-1-64

Senate Chamber Tuesday
November 1st 1864. 9¼ oclk A. M.
Senate met. roll called. Quorum present. The
Journals of Yesterday was read and adopted.
Mr. Harcourt chmn. of Judiciary
made the following report.
"K" also reported the
following bills and recommended their passage
A Bill to repeal an act prohibiting owners or
employers of slaves from placing them in charge of
farms or stockranches detached or removed from
the home or place of residence of the owner. A bill
to amend Art 819 & 820 of penal code
Mr. Davis one of the Committee on State
affairs reported a Bill to provide cotton cards
wool cards and medicines for the people in this
state Read 1st time
Mr. Throckmorton chmn. of Com on
Mil. affairs reported a ~~substitute~~ for a bill
authorizing [redacted]
~~proicipal of~~ the Comptroller to receive from
rail road Companies in this state the interest that
may be now due or hereafter become due on their
bonds appd. Dec. 16. 1863. also the following
report.

"M"

Mr. Hord introduced Joint Resolution on
export duties on Cotton Read 1. & 2 time &
refrd to Com. on Confederate Relations
Mr. Ford introduced the following bills.
A Bill to amend 2nd section of an act to suspend

2

A message from the House announced the passage of a bill to change the name of Charles C. Tenbyck to that of Charles Thomas Pelham. also a Joint resolution requesting the Commander of the Trans-Miss. Dept. to grant permanent details to certain persons therein named.

all laws for the collection of debts &c &c. Read 1st and 2. time and refrd to Com on Judiciary - also A Bill to amend art 732 Title VII Code of Criminal procedure. Read 1 & 2 time and refrd to Judy committee.

Mr. Carter introduced a Bill to make an appropriation for the inclosure of the State Cemetery Read 1 & 2 time and refrd to Com. on State affairs -

The report of Committee on State affairs on a Bill to amend an act to encourage the erection of certain machinery by donations of land and otherwise appd Dec. 15. 1863. recommending a substitute was read and substitute adopted -

Mr. Harcourt offered the following amendment. "Provided That no bonus shall be allowed to any party who may have erected such buildings or works before the date of the passage of the act to encourage the erection of certain machinery by donations of land or otherwise appd. 15th Dec. 1863 - Laid on table by the following vote, Yeas: Messrs Burney Davis Dickson Durant Ford Gunn, Harlee, Haskell, Hord, Lowes, Kenan, Maxey Moorefd. & Shep and 14

Nays. Messrs Charlton Harcourt, Holland Kinsey Knox, Carson Throckmorton & Worten 8. The bill was then ordered to be engrossed Rule suspended Read 3rd time and passed by the following vote

Yeas. Messrs Burney, Davis Dickson Durant Ford, Gunn Haskell Harlee, Hord, Lowes Knox, Lea, Moorefd. & Shepard 15 -

The resolution under consideration on yesterday when the senate adjourned was laid on the table for the present

Nays. Mesrs Charlton, Harcourt, Holland Kinsey, Parson, Throckmorton Wootten & White 8.

The following Communication was rec'd from the Governor which was read and referred to Finance Committee

"P"

A Bill to reenact and amend Art 702 of the Code of Criminal procedure Read 2nd time The question being upon the amendmt to strike out "only" and insert "or Treasury warrants or State bonds" Mr. Harcourt moved to amend the amdt ~~by adding~~ "~~and their specie value~~" so as to read

"Or treasury warrants of the State or Confederate notes at their market value, at the place of the ~~payment~~ to be determined by the court trying the cause"

Mr. Lowes moved to refer the bill and Amendments to the committee on Finance. Motion withdrawn. Mr. Harcourt then withdrew his amendment and moved to lay the amendmt offered by Mr. Lowes on the table. The yeas & nays stood as follows, Yeas. Mesrs Blancquet, Hartley, Knox, Shep and White 5

Nays. Mesrs Burney, Charlton, Davis, Dickson Durant, Ford, Guirin, Haskell, Holland, Hord Lowes, Kinsey, Lea, Moore of D. Parsons, Throck morton & Wootten 17.

Mr. Harcourt then offered the amendment ~~offered~~ proposed by him to Mr. Lowes amendment ~~to the amendment to the~~

~~The Question~~ Lost by the following vote;
Yeas. Messrs Harcourt, Hartley, Knox, Shepard, Throckmorton, & White 6.
Nays. Messrs Burney Charlton Davis Dickson Durant, Ford Gunin, Haskell Holland Hord, Lowery Kinsey, Lea, Maxey, Moore of D. Parsons & Stockton 17

Mr. Lowery amendment was then adopted by the following vote
Yeas Messrs Burney, Charlton, Davis, Dickson Durant, Gunin, Haskell Holland Hord Lowery Kinsey Lea Maxey Moore of D. Parsons Throckmorton & Stockton 17
Nays. Messrs Ford Harcourt Hartley Knox Shepard & White 6 The question then being upon the engrossment of the bill Mr. Harcourt moved a call of the Senate which was sustained

A Bill to change the name of Charles Jenack to Charles Thomas Pelham, Read 1st time Rule 9th Read 2 time and passed to 3rd reading Rule further susp? Read 3rd time & passed.

A Joint Resolution requesting the Commander of the Trans Miss Dept to grant permanent details to certain persons therein named Read 1 & 2 time and ref'd to Com. on State affairs.

A Bill supplementary to an act to regulate proceedings in the County Courts app March 20 1848 Read 3rd time & laid on the Table

A Bill for the relief of the heirs of Thomas Moore.
Read 2d time. and ordered to be engrossed. Rule suspended
Read 3d time & passed.

Mr. Throckmorton introduced a bill to repeal 1st Section of an act to suspend the location survey and sale of the public Domain except in certain Cases appd Decr. 14 1863 and to provide for the sale of lands and land Scrip. Read 1 & 2 time & refrd to Com on Public Lands

To the Hon J S Stockdale
President of the Senate

The Judiciary Committee have duly considered a Bill to be entitled an Act Supplementary to and Amendatory of an Act to Suspend all laws for the Collection of debts & approved Dec 2 1813. and instruct me to report the same back to the Senate and recommend its Rejection.

The Bill proposes to allow the Collection of debts due for Rent by the Summary process of the issuance of distress Warrants, — It is known to the Committee that no good Reason exists for the passage of such a Law. This Class of Claims have generally been Contracted since the Enactment of the Stay Law; When it was Competent for the parties to make their payment by Special Contract.

Jno T Hammond
Chairman

Report of the
Judiciary
Committee

Nov 1. 64 Read.

"C"

Journal of Nov
1. 1864

Oct 21 1864

[redacted] President of the Senate,

The committee on military affairs to whom was referred a resolution of enquiring as to the expediency of removing from the frontier organization "all single men thereof" have considered the same, and submit their report that the joint Select Committee of the two Houses upon Conduct of the whole question of frontier defences, & have reported to the House of Reps, in response to the Senate's Special message thereon, joint resolutions asking of Congress to recognize the frontier organizations provided for by the laws of the State, and to assume the expense of maintaining the same &c &c. The committee deem it unwise to believe this will be done by Congress, and are therefore of opinion that it is not proper to make the change suggested by the resolution — Respectfully submitted

[redacted]

I. N. Morrison
Chairman

Journal of
Nov 1 1864

Senate Journal

Wednesday Nov.

2nd 1864

2nd Extra Session

10th Legislature

Read & adopted

11-2-64

Senate Chamber Wednesday
Nov 2. 1864 9 o'clk A. M.

Senate met. roll called. Quorum present. The journal of Yesterday was read and Adopted.

The following bills were reported correctly engrossed
A Bill for relief of heirs of Thomas Moore dec.
A Bill to amend an act to encourage the erection of Machinery by donations of lands and otherwise app. Dec 15. 1863

Mr. Knox introduced a Bill to amend art 77 & B. of the Penal Code Read 1 & 2 time and ref'd to Judy Committee

Mr. Ford introduced a Bill to amend art 2 & 3 of Oldham & White's digest Read 1 & 2 time Ref'd to Judy Committee

A Bill to authorize the use of the Penitentiary for the confinement of Military Prisoners in this Department Read 2nd time. Mr. Shepard offered a substitute which was adopted - Mr. Throckmorton offered the following Amendment

"Sec 2 That the provisions of this act shall also apply to persons convicted by Court Martial of the frontier organization of this State, where such parties are convicted of the offence of Desertion or mutiny or of any other offence of which said Military Court may have jurisdiction that would by the Civil law be a felony." The bill and amendments were ref'd to Judy Committee

Mr. Lea introduced Joint Resolution construing an act to require the Financial Agt. of the State penitentiary to settle his accounts quarterly with the State Comptroller. app'd Jan 2/62 Read 1 & 2 time

and refrd to Finance committee

Mr. Shepard-chmn of Committee on State affairs reported Joint Resolution requesting Congress. to grant permanent detail to certain persons therein named and recommended its passage. The report was taken up. Bill read 2nd time & passed to 3rd reading. Rule suspended Read 3rd time & passed

Also recommended the passage of a Joint Resolution to make an appropriation for the enclosure of the State Cemetery

A Bill to reenact and Amend Act 702 of the Code of Criminal procedure Read 2nd time Mr. Harcourt moved to strike out the word near act wherever it occurs in the bill - Carried - Mr. Throckmorton moved to strike out "in State Currency" and insert "so" after "be" - The bill was rereferd to Judiciary Committee.

A Bill supplementary to an act authorizing the Comptrolla to receive from rail road companies the interest that may be now due or hereafter becomedue on their bonds appd. Dec 16 1863. Read 2d time The question being on the adoption of the substitute recommended by committee on Finance it was postponed by a motion to adjourn - The motion to adjourn was withdrawn whereupon Mr. Shepherd and introduced a Bill to facilitate the introduction of the Carding machine invented by Messrs Johnson & Hartford into the several Counties of the State. Read 1 & 2nd time & refrd to Comon State affairs. The Senate then adjourned until 3 oclk P. M.

3 oclk P. M.

Senate met. roll called. quorum present.

A message from the House announced the passage of the following bills.

A Bill to provide more effectually for the support and maintenance of the Indigent families and dependents of Texas Soldiers Read 1st 2 time and refrd to Finance Com.

A Bill to Incorporate the Houston paper Mill Manufacturing Company. Read 1st 2 time and refrd to State affairs

A Bill to relieve Zephemiah McMillan from the Disabilities of Minority Read 1st 2 time and refrd to Judicy Committee

A Bill to Incorporate the Houston City Mills Manufacturing Company Read 1st 2 time

A Resolution to adjourn on the 5th inst. Refrd to Com on Finance

Mr. Throckmorton one of the finance committee made the following report

"O"

The substitute pending at the adjournment this noon was adopted- whereupon Mr. Lea moved to amend the bill by striking out "one half" and insert "the whole" On this Amdt the Yeas and Nays were as follows

Yeas Messrs Burnet, Harcourt Hartley, Haskell Jones Knox, Lea, Shepard Throckmorton Wootten White 11

Nays. Messrs Chalton Dickson Davis, Durant Ford Gunter Hord Kinsey, Maxey, Moore & D. & Parsons 11

The President voted yea-

offered to amend by inserting after the word "manner" and before "provided" the words "hereafter to be issued" Lost.

Mr. Parsons moved to amend Sec 1. by adding after "Treasury Warrants" in 6th line the words "bearing interest"- Lost.-

The bill was then ordered to be engrossed Rule suspended Read 3rd time and passed by the following vote

Yeas Messrs Burney, Burnett, Gunn, Harcourt Hartley, Haskell, Somers, Knox Lea, Stockmon Cox, Wooten & White 12-

Nays Messrs Charlton, Davis, Dickson Ford, Hord, Kinsey, Mapes, Moore of D. Parsons Shepard 9

The Judiciary Committee Mr. Harcourt Chmn. reported Substitute for a bill to amend Art 702 of Criminal Code- Report taken up. Substitute adopted and ordered to be engrossed. Rule suspended Read 3rd time and passed.

The following report was adopted:

The committee on Printing to whom was referred the accompanying bill, beg leave to state that they are not in possession of said committee report the bill back and recommend its reference to the Judiciary committee.

Wooten

Apr 2nd 1864.

President of the Senate,

The comitee on finance have considered a bill to amend the 5th Section of an act entitled "an act to prescribe what kinds of funds may be rec'd for certain public dues" approved Janu: 9th 1862. The committee find that there has been a bill previously reported, which embraces a part of the Subject matter of this bill, from the Judiciary Comitee on the question of fines & forfeitures.

The committee have instructed me to report a substitute for the bill, requiring County officers to receive State treasury warrants at par for their fees when they are tendered in payment.

The committee believe that the officers of the State government, and the County officers should fair as nearly alike as may be in regard to pay for their services, and would therefore recommend the passage of the Substitute.

S. W. Throckmorton
One of the Comitee

Report of the
Committee on Finance

Read Nov 2/64

"O"
Journal of Nov'
2/1864

Senate Journal

Thursday Nov 3/64

2nd Extra Session

10th Legislature

Read & Adopted

11-3-64

Senate Chamber Thursday
November 3. 1864 - 9 oclk A. M.

Senate met roll called. Quorum present. The Journal of yesterday was read and adopted.

Mr. Harcourt chairman of Judiciary Committee recommended the Indefinite postponmt of a Bill to regulate publication notices in certain Cases. Also recommended the passage of a substitute for a Bill to authorize the Superintendent of the Penitentiary to accept military convicts. Also recommended the passage of a Bill to amend Art 754 of Code of Criminal procedure - also the following report.

"P"

Mr. Rea Chmn of Committee on Finance made the following reports

"Q" "R" "S"

Mr. Ford introduced a Bill to repeal an act to authorize the Governor to appoint certain officers to represent the interest of the State and of the citizens and soldiers of the State at the Headquarters of the T. M. D. and at the Headquarters of the Dis of Tex New M. & Arizona appd Mar 28. 1864 Read 1 & 2 time & refd to Committee on State affairs.

Mr. Knox introduced a Bill for the forfeiture of of estates and citizenship of persons avoiding a participation in the existing war for Independence either by abandonment of the country desertion from the army or evading their enrollment for military service. Read 1 & 2 time & refd to Judiciary Committee.

Mr. White introduced a Joint Resolution in regard to the imprisonment of Beef cattle Read 1st & 2nd time and refered to Committee on State affairs

Mr. Ford offered the following Resolved that the Committee on Military affairs be instructed to inquire whether it is necessary to continue the office of Adjutant & Inspector General and report by bill or otherwise." Mr. Harcourt proposed to amend the resolution so as to extend the inquiry to the office of A.G. Mr. Genl. and the 6 Brig. Insp. of State troops. adopted & Resolution adopted

The report of Committee on Confederate Relations on resolution relative to providing a special currency for payment of our Soldiers recommending its indefinite postponement was read and adopted

The report of Judy Committee on a Bill to authorize the superintendent of the Penitentiary to receive and employ Military convicts &c was taken up. Substitute recommended adopted and ord. to be engrossed - Rule suspended Read 3rd time & passed

The report of the Finance committee recommending substitute for a bill to amend an act to prescribe what kinds of funds may be received for certain public dues appd. Jan 11. 1862. Read and the subject referred to the Judy Committee

Mr. Ford from Judy Committee reported a Bill to define and fix the time of holding the Cir Courts in 2nd Judicial District and recommended its passage with the following amendments. Strike out 'one" and insert "two" strike out "9th" & insert "10th"

The Senate then went into committee of the whole on the Resolution concerning peace

reconstruction and Independence Amendment in the chair. After some time spent therein the Committee rose reported no progress & was asked to be discharged - Report adopted.

The question being on the adoption of the substitute offered by Mr. Wootton Mr. Shepard moved to lay the substitute on the table. The Yeas and Nays were as follows:

Yeas: Messrs Charlton, Davis, Durant, Ford, Gunnin, Harcourt, Hartley, Haskell, Hord, Kinsey, Knox, Moore of D. Parsons, Shepard 14

Nays. Messrs Davis, Dickson, Holland, Lowery, Lea, Maxey, Throckmorton, Wootten & White 8

Mr. Throckmorton then offered a substitute which was laid on table, on Mr Shepards motion by the following vote

Yeas, Messrs Burney, Charlton, Durant, Ford, Gunnin, Harcourt, Hartley, Haskell, Hord, Kinsey, Knox, Moore of D. Parsons, Shepard 14

Nays. Messrs Davis, Dickson, Holland, Lowery, Lea, Maxey, Throckmorton, Wootten & White 9.

Mr. ~~Dickson~~ Lowery then offered the following amendment

That nothing in these resolutions shall be construed to ~~grant~~ deny ~~further~~ That "all political power is inherent in the people and all free governments are founded on their authority and instituted for their benefit and they have at all times the unalienable right to alter, reform or abolish their form of government in such manner as they may think expedient"

Laid on table on Mr Shepards motion by the

following vote
Yeas Messrs Charlton Durant Ford, Gunn. Harcourt Hamlin, Haskell Hord, Knox, Moore of D. Parsons, Shepard & White. 12.
Nays Messrs Burney, Davis Dickson, Holland Loren Kinsey, Lea, Maxey, Throckmorton & Wootten 10

Mr. Hord then moved to amend the resolutions as follows: In preamble lines 2 & 3 strike out "those of this" and insert "these of the" In 5th Resolution in lines 9 & 10 strike out all after "used" down to "exchange" line 16. Strike out "submitted" and insert "subjected" In 4th Resolution strike out "allegiance" and ~~insert~~ "secession" strike out after "Magistrate" to "thus" and insert "with the purpose that he should destroy our liberties in disregard of the constitution which he has sworn to support" strike out "not improbable" and insert "possible" adopted.

Mr. Kinsey then moved to strike out "notice" in 1st Resolution and insert "entertained." carried.

Mr Maxley moved to amend by striking out all in Res. 2 ~~between~~ between "policy" and "to" carried.

The Resolutions were then ordered to be engrossed, Rule suspended Read 3rd time and paped

Mr. Harcourt then offered the following resolution which was adopted "Resolved that 2000 copies of the Joint Resolutions on peace reconstruction and independence be printed for the use of the Senate - ~~Adopted~~

Mr. Ford from the Judiciary Com. reported a substitute for a bill to amend act 53 of Oldham & White, Digest

Mr. Hartley moved to reconsider the vote passing a bill relative to the rail road Companies paying their indebtedness to the state in Treasury warrants The bill having been reported to the House the Secretary instructed to ask its return

Mr. White introduced a Bill to amend Art 608 Oldham & White's Digest Read 1st & 2nd time and referred to Judiciary Committee.

The Senate then Adjourned until 3 o'clk P. M.

3 o'clk P. M.

Senate met. roll called. Quorum present.

The following Communication from the Governor was read and refrd to Finance Committee

"J"

Joint Resolution of thanks to the 9th Regiment of Texas Infantry - with Majority and minority reports from Committee on State affairs - the majority report recommending amendments laid on table. Minority report recommending amendments adopted.

Mr White offered the following amendments Insert "also the 2nd Regt. of Texas volunteers commanded by Col Moore at the battle of Shiloh. Mr. Harcourt moved to refer the subject to the Committee on Mil affrs with instructions to frame a general bill which shall include all Texas regiments deserving the compliment - carried.

The report of Committee on Confederate relations recommending the indefinite postponement of Joint resolution recommending extension of the Conscript Laws was read and postponed by a motion to adjourn, which was withdrawn when

A message from the House informed the Senate of the passage of the following bills

A Bill for relief of heirs of Jno. A. Jones, Read 1st 2nd time and refrd to Com on State affairs

A Bill to authorize the Comptroller to audit and settle the acct of C. P. Strong for subsisting the Tonkaway Indians. Read 1 & 2 time and refrd to Com on Clms & Accts

A Bill supplementary to and amendatory of an act to establish a Code of Criminal procedure appd August 26. 1856 Read 1 & 2 time and refrd to Com on Judiciary

A Bill to allow assessor and Collectors and Chief Justices to purchase Stationery from the Comptrollers office Read 1 & 2 time and refrd to Com on State affairs

A Bill amendatory of an act to incorporate the Galveston Houston junction Rail Road Company appd Apl. 8. 1861. and to amend said act appd Feb. 25. 1863 Read 1 & 2 time and refrd to Com on Internal Improvements

A Bill to increase the correct returns of assessment rolls to the comptrollers office Read 1 & 2 time and refrd to Com. on Finance

A Bill for the relief of Luke a. Falvell Read 1 & 2 time and refrd to Com on Clms & Accts

A Bill to incorporate the Southern Minerva Institute. Read 1 & 2 time and refrd to Com on Education

Senate bill to amend an act to encourage the erection of certain machinery by donation of land or otherwise appd Dec 15. 1863.

A House bill to amend 4th Section of an act to organize the Supreme Court of the State of Texas appd May 12. 1846. Read 1 & 2 time and refrd to Judiciary Committee

The Com. on Enrolled bills made the following report

Hon P. S. Stockdale Pres of the Senate

The Com. on Enrolled bills have examined and find correctly enrolled the following bills viz

An act to change the name of Charles Gen Eyck to that of Charles Thomas Pelham

An act for the relief of Stephen W Pipkin and a joint resolution requesting the Commanding Genl of the Trans Miss Dept to grant permanent details to certain persons therein named all of which being properly signed were this day presented to the Gov for his approval

W Erickson

The senate then adjourned until 9 o'clk A M to morrow

The Judiciary Committee have duly considered a Bill to be entitled an Act to Amend Art 140 of Code of Criminal Procedure. The Amendment proposed is to authorize Clerks to be issued from Writs of Habeas Corpus, ...

A Majority of the Committee are of opinion that such alteration of the Law, without Restricting its power to Commit Offences, or Restraints under Legal process, would be unprecedented, and might seriously embarrass the Judiciary Officers of the County. Many Slaves have been imprisoned to work on Rail Roads for Misdemeanors &c. I am directed by a Majority of the Committee to report the Bill back to the Senate and recommend its indefinite postponement, ~~by the Senate Stars~~ ~~Judiciary Committee~~ ~~of the 20th of February~~ ~~Criminal Code~~. I am directed to report the accompanying Bill to amend Art 264 of the Code

of Criminal Procedure, and be
dismissed its passage. This answer
must be authorized by the Executive
of a State Bank Book

Jno T. Harcourt
Chairman

Report of
Committee
on
Committee
Habeas Corpus Bill
Nov 3. 64
"P"
Laid over 1 day.
1864

To the Honorable F. S. Stockdale, President of the Senate:

The Committee of Finance, to which was referred a resolution to inquire into the expediency of providing for improved execution of the Revenue laws, and to examine into the propriety of a general reform of the laws regulating the collection of taxes, have considered the subject and report as follows.

The Committee deem not questionable the propriety of a general reform of the laws regulating the collection of taxes; but repeated experiments have shown the great difficulty of accomplishing such a reform; and such a change is manifestly impracticable during the present hasty Session of the Legislature.

But the Committee realize the necessity for employing the best practicable means of promoting the execution of the Revenue laws, and consider the suggestion of itinerant inspecting agents as well worthy of a fair experiment. To this end the Committee report a bill and recommend its passage.

Pryor Lea, Chairman.

To the Honorable F. S. Stockdale, President of the Senate.

The Committee on Finance, to which was referred a Resolution of inquiry into the expediency of discontinuing the sale of the State bonds, has considered the subject, and now reports as follows.

As to the eight per cent bonds, sustained by an irrepealable specie tax when sold, the Committee has no hesitation in expressing the opinion, that the unsold bonds should not be disposed of without realizing, at least, as much in value of specie, as eighty cents on the dollar.

And as to the six and seven per cent bonds, authorized by the Legislature at its Regular Session of last year, the Committee think, that the laws therefor should be repealed or suspended, except as to contracts, which have been made by the Governor for some portion of the seven per cent bonds, and which contracts have been complied in full on have been faithfully executed and are in progress of and shall be entirely performed complete fulfilment. So as to require the corresponding issuance of the bonds, to persons acting in good faith to the State.

The Committee does not deem it necessary to give the reasons in detail, for the foregoing opinions. It is enough to know, that the State is not in any emergency

To the Honorable F. S. Stockdale, President of the Senate.

The Committee of Finance, to which was referred "A Joint Resolution, comtruing "An act to requeire the Financial agent of the State Penitentiary to settle his accounts quarterly with the State Comptroller" approved January 2, 1862" has considered the subject, and reports the Resolution, with a recommendation, that it be adopted.

Pryor Lea, Chairman.

To the Honorable F. S. Stockdale, President of the Senate.

The Committee on Finance, to which was referred a Resolution of inquiry into the expediency of discontinuing the sale of the State bonds, has considered the subject, and now reports as follows.

As to the eight per cent bonds, sustained by an irrepealable specie fund when sold, the Committee has no hesitation in expressing the opinion, that the unsold bonds should not be disposed of without realizing, at least, as much in value of specie, as eighty cents on the dollar.

And as to the six and seven per cent bonds, authorized by the Legislature at its Regular Session of last year, the Committee think, that the laws therefor should be repealed or suspended, except as to contracts, which have been made by the Governor for some portion of the Seven per cent bonds, and which contracts have been partly executed in full, or have been partly executed and are in progress of complete fulfilment, so as to require the corresponding issuance of the bonds, to persons acting in good faith to the State.

The Committee does not deem it necessary to give the reasons in detail, for the foregoing opinions. It is enough to know, that the State is not in any emergency

which can justify the sale of its first class bonds at any considerable discount. And also to know that the policy of the Legislature, in providing for the other bonds, has not been executed as contemplated and could not now be prosecuted with any reasonable prospect of success or advantage.

Under such circumstances, the Committee reports three bills, as necessary for attaining the indicated purposes of relief, as parts of a policy, which now seems to be indispensable for placing the State in a proper condition for using its credit on any occasion that may require it. This policy to promptly and thoroughly use the State's available means to liquidate its liabilities, whether present or prospective, so as to inspire confidence in the disposition, forecast, and steadiness of Legislative action; without which the State cannot obtain credit on any advantageous terms, even in the greatest emergency; and with which the State can have desirable credit at any time.

Respectfully submitted,

Pryor Lea.

Lea, Chairman.

Report of the Committee on Finance on Resolution of inquiry into the expediency of discontinuing the sale of State bonds.

Nov 3/64 Read

" "

Laid on the table

1 Vol

To the Honorable F. S. Stockdale, President of the Senate.

The Committee of Finance, to which was referred "A Joint Resolution, comtruing "An act to require the Financial agent of the State Penitentiary to settle his accounts quarterly with the State Comptroller" approved January 2, 1862" has considered the subject, and reports the Resolution, with a recommendation, that it be adopted.

Pryor Lea, Chairman.

Report of the Committee of Finance on "A joint Resolution concerning "An" act to require the Financial agent of the State Penitentiary to settle his accounts quarterly with the State Comptroller," approved January 2, 1862."

Mon. 7. 6th Read

"5"

Journal of Mon. 3.

Ser

Lea Chairman

Nov 3. 64 Read
1st time -

A bill to be entitled
An act to suspend
in part "An act pro-
viding for the purchase
of Cotton by the State,
to meet the payment
of the Cotton bonds,
to be issued in pur-
suance of the pro-
vision of "An act to
raise two millions of
dollars, or so much
thereof as may be
necessary, by the sale
of Cotton bonds, to
provide for the de-
fence of the State,
and to repel inva-
sion, and for the
purchase of machi-
nery for manufac-
turing purposes," ap-
proved December 10
1863" the latter Act
being approved Decem-
ber 16, 1863 -

Lea, Chairman.

A bill to be entitled An act to suspend, in part "An act providing for the purchase of Cotton by the State, to meet the payment of the Cotton bonds, to be issued in pursuance of the provisions of" An act to raise two millions of dollars, or so much thereof as may be necessary, by the sale of Cotton bonds, to provide for the defense of the State, and to repel invasion, and for the purchase of machinery for manufacturing purposes," approved December 10, 1863; the latter Act being approved December 16, 1863.

Be it enacted by the Legislature of the State of Texas as follows.

Section 1. The Act above mentioned in the caption, as approved December 16, 1863, is hereby suspended and shall not be executed, except as to contracts, which have been made by the Governor, and which have been fully executed or shall hereafter be fully executed, being now in actual progress of fulfilment, so as to require the corresponding issuance and delivery of the bonds to some person or persons, who shall have fairly made and performed his or their part of a contract without any fraud against the State.

Sec. 2. This act shall be in force from its passage.

Resolution, that
Finance Com^{tee}.
inquire as to ex-
pediency of sus-
pending sale of
unsold State
Bonds-

Durant.

A bill to be entitled An act to repeal "An act to raise Two millions of dollars, or so much thereof as may be necessary, by the sale of Coupon bonds, to provide for the defence of the State and to repel invasion, and for the purchase of machinery for manufacturing purposes", approved December 10, 1863.

Be it enacted by the Legislature of the State of Jersey, that the act, mentioned in the foregoing caption, is hereby repealed; and that this act shall be in force from its passage.

A bill to be entitled
An act to repeal
"An act to raise Two
millions of dollars, or
so much thereof as
may be necessary
by the sale of Cotton
bonds, to provide for
the defense of the
State and to repel
invasion, and for
the purchase of
machinery for
manufacturing
purposes" approved
December 10, 1863.

Nov. 3. 64 Read 1st
time.

Lea Chairman.

Senate Journal

Friday Nov 4/64

2nd & 3rd Sessions

10th Legislature

Read & Adopted

11-4-64

Senate Chamber Friday
Nov. 4/64 9 oclk A. M.

Senate met roll called. Quorum present. The Journal of Yesterdays was read and adopted.

Mr. Harcourt chairman of the Committee on the Judiciary recommended the passage of the following bills. A Bill to amend the 4th Section of an act to organize the Supreme Court of the State of Texas appd. May 12. 1846 A Bill, to amend an act to suspend all laws for the collection of debts &c appd. Dec 2. 1863. A Bill to relieve L.K. Benton S. R. Shepherd and T. G. Haynes from the disabilities of minority. A Bill to relieve Zephemiah McMillan from the disabilities of Minority. Also recommended the indefinite postponement of a bill to amend Art 608 of Oldham & White's digest. Also the following report

"U"

Mr. Sheppard chmn of Committee on State affairs reported recommending the passage of the following bills A Bill to incorporate the Houston City Mills Manufacturing Company and a Bill to incorporate the Houston Paper Mill Manufacturing Company

Mr. Charlton chmn Committee on Public lands reported adversely to the passage of a bill to repeal the 1st Sec. of an act to suspend the location survey and sale of the public domain except in certain cases &c

Mr. Parsons introduced a Bill prohibiting the further issue of Treasury warrants Read 1st time and refrd to Finance Committee

Mr. Durant introduced Joint Resolutions on the

death of Genl John Gregg - Read 1st time Rule sus pended Read 2. time and ordered to be engrossed Rule suspended Read 3rd. time & passed -

The report of Com on Con. relations recommending the Indefinite Postponement of Joint resolutions relative to extending Conscription laws was adopted

A Bill to amend 5th Section of an act to incorporate the New Braunfels academy Read 2nd time and referred to Committee on Education with instructions to report to morrow morning.

A Bill supplementary to an act to amend the 3rd Section of an act to Incorporate Dallas Bridge Company Read 2nd time Rule sus. Read 3rd time and passed by a Constitutional majority Mess Harcourt, Hartley, Knox & Lea voting nay.

A Bill to incorporate the Bastrop Cotton and Wool manufacturing Company Read 2nd time and passed to 3rd reading Rule sus. Read 3rd time and passed by a constitutional Majority

The reconsideration of the vote passing the bill to authorize rail road companies to discharge their indebtedness to the Special School fund with the Treasury warrants and bonds of the State was taken and lost by the following vote.

Yeas. Mess Charlton, Davis Dickson, Ford, Holland Hord, Kinsey, Moore of D, Parsons & Shephard. 10-

Nays Mess Burney, Durant, Gunn, Harcourt Hartley, Haskell, Lorey, Knox, Lea, Maxey, Throckmorton, Wooten & White 13.

The report of committee on State affrs. adversely to the propriety of amending Art 1776 of Oldham & White's digest was read and adopted.

A message from the House informed the Senate of the passage of the following bills

A Bill to amend the 12th and 24th sections of an act entitled an act to authorize and require County courts to regulate roads, approved &c &c Read 1st & 2d time and refrd to Committee on State affairs

A Bill making an appropriation to defray the contingent expenses of the offices of Atty. Genl &c Read 1st & 2d time and refrd to Com. on State affairs

A Bill to extend the time for the redemption land sold or to be hereafter sold for taxes Read 1st & 2d time and refrd to Finance Committee

A Bill making an appropriation for incidentals, the State Treasury. Read 1st & 2d time and refrd to Com on State affairs

A Bill to provide for the exchange of so much of the old issue of Treasury notes of the Confederate States, now in the Treasury of the State, for the new issue as is authorized by the act of Congress, that may hereafter be issued Read 1st & 2d time and refrd to Finance Committee

A Bill Supplementary to an act, entitled an act, regulating juries, approved May 4th 1846 Read 1st & 2d time and refrd to Judiciary Committee

A Bill to authorize the use of the Texas Penitentiary, for the confinement of convicts from the States of Louisiana, Arkansas and Mississippi Read 1st & 2d time and refrd to Com. on State affairs

A Bill for the relief of the heirs of Thomas Moore dec^d from the Senate

A Joint Resolution, in relation to Claims held by Counties Corporations and Citizens of Texas for labour performed and money expended, in aid of the Military Defence of the State during the present war. Read 1st 2nd time & refrd to Com. on State affairs

And Senate Joint Resolutions on the death of Genl John Gregg from the Senate

The report of Judiciary committee recommending the rejection of a Bill supplementary to and amendatory of an act to suspend all laws for the collection of debts &c. was considered and adopted by the following vote

Yeas. Messrs Burney, Charlton, Dickson, Durant, Ford, Gunn, Harcourt, Haskell, Holland, Knox, Maxey, Moore of Davis, Parson, & Wootten, 11

Nays. Messrs Davis, Hartley, Hord, Jones, Kinsey, Lea, Shepard, Throckmorton, & White 9

The report of Com. on Mil. affrs. on a resolution of inquiry relative to the removal of all single men from the frontier organization was read and adopted.

A Bill to provide Cotton Cards wool Cards and Medicines for the people of this State Read 2nd time and made special order for to Morrow at 10 o'clk A. M.

The Senate then adjourned until 9 o'clk A M to Morrow

The Jackson Committee have only Censured a Bill to be substituted an act to enable the Legal Representatives of Gen Thomas Green to Collect by due Course of Law Without delay. the Costs due him as Clerk of the Supreme Court, and a Warrant of the Committee Amount to expect that they Can Obtain this a practical and Appropriate Mode of Expressing that ~~due~~ ~~or~~ ~~Law~~, ~~and~~ Lawes of Gratitude, Which the people of Texas, just and Generous Towards the Lamented Green and his Brave and Noble family.

The Amount of Fees in Each Case are generally small and insignificant and it is not Intended that this Collection Can oppress any One, for Can it be supposed that any One will Complain or Refuse to Make payment When informed that it is for the support and Maintenance of the Widow and Children of Gen Green.

I am instructed by a Majority

Report of
Judiciary
Committee

U.
Journal of Nov.
4. 1864

of the Committee to whom was referred the petition of Enoch Lyman and others praying for the passage of an act to change the name of Enoch Lyman to that of Enoch Lyman Sharman

Chairman

Senate Journal

Saturday Nov. 5th/64.

2nd Extra Session

10th Legislature

11-5-64

Senate Chamber Saturday
Nov. 5th 1864 Oclk A M.

Senate met. roll called. Quorum present. The joinal of Yesterday was read and adopted.

Mr Ford chmn. Com. on Printing made the following report, that the com. had contracted with the State gazette proprietor for printing 2000 copies of Joint Resolution concerning peace reconstruction and Independence for 137 in specie or its equivalent the Senate furnishing the paper

Mr Harcourt chmn. of com on Judiciary recommended the passage of the following bills, A Bill supplementary to an act to regulate juries appd May 4. 1846. A Bill to amend 2d Section of an act to suspend all laws for the Collection of debts &c. A Bill supplementary to an act amendatory of an act to establish a code of Criminal procedure. Also the following report

"V"

Mr. Dickson Chmn of Com. on Education reported a bill to incorporate the Southern Miners Institute with the following amendment and recommended its passage. Amended by adding after the word "Kinds" in 14 line "not to exceed in value 200.000$"

Mr Gunnin chmn com Claims and also reported recommending the passage of a bill to compel to audit and settle the acts of L P Strong for subsisting the Tonkawa Indians with the following amdt. "Provided the said Claims shall be approved by the Governor"

The committee on Confederate relations Mr Duncan Chmn recommended the passage of Joint Resolutions relating to export duties on cotton

Mr Throckmorton from Finance Committee reported recommending on behalf of the committee the passage of a bill to extend the time for the redemption of land sold for taxes —

Mr Lea chmn Com on Finance made the following reports.

W

The committee on Military affairs made the following report.

X

The committee on Enrolled bills Mr Dickson Chairman reported the following bills correctly enrolled properly signed and presented to the Governor A Bill to amend the act of certain machinery by donation of land and otherwise Appd Dec 15 1863 — A Bill for relief of heirs of Thomas Moore dec'd —

On Mr Dickson motion the report of Finance Committee made this morning was taken up [redacted] bill, and the substitute reported by the Committee were severally read — The bill to regulate the disposal of cloth and thread manufactured at the Penitentiary was read 1st time. Mr Dickson moved to lay the substitute proposed by the Committee on the table whereupon the Yeas and Nays stood thus.

Yeas, Messrs Burney, Charlton, Davis Dickson Ford, Haskell Holland Jones Kinsey, Maxey Moore of D. Parsons & White 13

Nays. Messrs Durant Gunn Harcourt Hartley Hord Knox Lea, Sheppard Throckmorton & Wootten 10

The Senate then adjourned until 3 oclk P. M.

3 oclock P. M.

Senate met. roll called. Quorum present The House bill to provide more effectually for the support and maintenance of soldiers being on [redacted] ding - Mr. Dickson moved to strike out 1000000 - carried - Mr. Gunn moved to fill blank with 400,000 Mr. Moore of D. moved 600,000 Mr. Somers moved 800,000 Mr. Sheppard moved to fill the blank with "all the surplus cloth made at the Penitentiary" Mr. Sheppards amendment was ruled out of order - Mr. Sheppard then moved to fill with 1100000 - lost 800000 was lost. Mr. Somers proposed 750,000 - lost - 600,000 was lost on call of yeas and nays as follows Yeas. Messrs Charlton, Davis Dickson, Haskell, Holland, Somers, Kinsey, Maxey, Moore of D. & White 10,

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Nays. Messrs Burney, Durant, Ford, Gunn Harcourt Hartley Hord [redacted]oy. Lea, Sheppard Throckmorton & Wootten 12

Mr. Burney moved 300,000 lost - 400,000 lost. - Mr. Dickson moved to reconsider the vote which struck out 1,000,000. Whereupon Mr. Somers moved to postpone the reconsideration as well as the further Consideration of the bill until Monday next. Motions were withdrawn when Mr. Throckmorton moved to reconsider the vote

refusing to insert 600,000 - carried - the question then recurred on filling the blank with 600,000
Yeas. Messrs Burney, Charlton, Davis, Dickson, Haskell, Holland, Jones Kirksey, Mayer, Moore of Sd. Throckmorton, Wootten & White 13.
Nays. Messrs. Durrant, Ford, Gunnin, Harcourt, Hartley, Hord, Knox, Lea, & Shephard 9.

Mr. Hord then offered the following amdt.
"The provisions of this act to distribute cloth to the counties shall apply only to such counties as shall within days after the passage of this act notify the superintendent of the penitentiary that they wish to receive the same. And the remainder of such cloth shall be sold or offered for sale to the Confederate States and the proceeds shall be distributed to the counties which have not signified their willingness to receive the cloth" to be inserted after the words "Provided" and "Sect" all between those words being stricken out - adopted. Mr. Gunnin moved to fill blank with 90 days carried - Mr. Gunnin moved to strike out of the bill all that relates to levying and collecting taxes -

The Senate then adjourned until Monday morning 9 o'clk.

The Judiciary Committee have duly considered a Bill to be entitled an Act to provide for holding Special terms of the District Court- and to repeal the 15th section of that subject of an act approved 16th Dec 1863, and instead thereof to enact- that the Experiment attempted by the act of 16th Dec 1863, ~~for~~ does not seem to justify any further effort to provide for holding Special terms of the District Court, The Committee are of opinion that no necessity exists for notifying such Courts, and that no practical good can result therefrom, and direct me to return the Bill to the Senate and recommend that it do not pass.

Jno. T. Harcourt Chr

Report of the
Indiana
Commission

Nov 5. 64 Read

V

Journal of Nov 5.
1864

To the Honorable F. S. Stockdale, President of the Senate.

The Committee on Finance, to which was referred a bill from the House, titled "A bill to be entitled An act to provide more effectually for the support and maintenance of the indigent families and dependants of Texas Soldiers," has carefully considered the subject and a majority now report a substitute for the bill.

A majority also report another bill to be taken in connection with the substitute in the Senate's consideration of the whole subject.

The Chairman would respectfully remark, that a further report is far advanced in preparation; but that little time and great difficulty have caused it to be yet unfinished. Although it may not be very extensive, when done, yet its substance is necessary for presentation of associated portions of the subject requiring connected consideration.

Submitting the present as only a partial report, the Chairman would respectfully ask leave to report in full next Monday morning.

In the mean time, during such consideration of the reported subject as the Senate may think proper, oral explanations can be made by members of the Committee.

Pryor Lea, Chairman

Partial Report of the Committee on Finance on a House bill, titled "A bill to be entitled An act to provide more effectually for the support and maintenance of the indigent families and dependents of Texas soldiers!"

Nov 3/64 Read

Journal of Nov 4/64

"W"

Lea, Chairman.

Comtee on Mil. Affrs

Report

on the 9th Regiment

Nov. 5th/64 Read

Journal of Nov

5th/1864

"X"

(Amendment)

Resolved 8th That it is with no feeling of partiality for the Ninth Regiment above that felt by us for every other Regiment from Texas, that the foregoing resolutions are agreed to, but because the minds of this regiment have been especially called to our attention. And whilst we freely accord to the ninth Regiment our admiration and esteem, yet we cannot refrain, on such an occasion, from giving vent to feelings to that ~~an~~ fathomless gratitude, which the powers of no ~~living~~ language can convey, felt ~~in common~~ by every Texan for the gallantry, heroism and unconquerable devotion to our holy cause displayed on every field, and under every vicissitude of trial and hardship, by every Texas Regiment.

We feel that all have done their duty nobly. They are the representatives of each upholders of the brightly accumulating glories that are fast gathering ~~glory~~ new lustre ~~Strength~~ to adorn and make still more effulgent the halo of glory that surrounds the arms of Texas. We are proud of them. But their glory belongs not alone to Texas. It is shared in by our sister States, and makes the hearts of patriots leap with joy every where throughout the ~~boundless~~ utmost bounds ~~breadth~~ of civilization, and challenges the respect of our enemies and fills the hearts of the oppressors of mankind with awe and terror.

~~Resolved That these resolutions be published for the~~

(over)

Committee Room,
Oct. 28th, 1864.

To the Hon. F. S. Stockdale.
President of the Senate.

The undersigned, members of the Committee on State affairs to whom was referred the "Joint Resolutions of thanks to the Ninth Regiment of Texas Infantry" beg leave to submit the following report; viz:

That the said Regiment entered the service of the Confederate States in October, 1861. and were shortly thereafter ordered East of the Mississippi River, where they soon met the enemy upon the ~~Battle~~ Bloody fields of Shiloh, and were ordered with two other Regiments from sister States to take a Battery of the enemy, that was thinning ~~playing~~ a most distructive fire upon our troops; and notwithstanding the Ninth Regiment was not supported ~~alone~~ by the other two Regiments they alone took the Battery for which gallantry the name of "Shiloh" was ordered to be inscribed upon their Banner; and at the battle of Murfreesboro the Ninth Regiment took a battery, and also at Chick-

amanga for which the name of Murfreesboro and Chickamauga were ordered to be emblazoned upon their Banner battle flag and Perryville, Jackson and Missionary Ridge were also ordered to be engraved upon their Banner for their bravery upon those bloody fields.

We do not intend by adopting these Resolutions, to make any invidious distinction, for when all our troops have fought so bravely, but breathes there a Texan "with soul so cold, so dead," as not to look with pride and pleasure upon that Banner. If such there be, go mark him well" for Withhold from the gallant Ninth the slight tribute of respect proposed in said Resolutions for we can't do so without the slightest reflection or derogation upon any other of the gallant and brave Regiments of Texas. We cannot add to the honor of the brave and devoted Regiment, for when their Banner is unfurled to the breeze and the world beholds, inscribed upon it Shiloh Perryville, Murfreesboro, Jackson, Chickamauga and Missionary Ridge all we can say would add but little to its history, written upon its folds, but we

could
Gen Sup, that we, as the Representative of
the people record with pride a slight
tribute of respect to the brave and de-
voted men who have borne that Ban-
ner through the storms of so many
hard fought battle fields, therefore,
we recommend the adoption of the
said Resolutions with the following
amendment, strike out the words
"for its preservation" in the last line of the
first Resolution and insert the words
as a perpetual monument to their gal-
lantry and patriotic devotion to their
country* and further amend by in-
serting the following additional
Resolution. Resolved that
the Governor is requested to transmit a copy of
these Resolutions to the Colonel of
said Regiment, with a request
that he will cause the same to be
read on dress parade.
All of which is respectfully submitted

H. M. Ramsey.
J. B. Davis
Rice Maxey

* also amend 2nd resolution by
Striking out the words "and
many other fields" after the
word Missionary Ridge.

Minority Report of the Committee on State Affairs —

"A"

Journal of Oct 29. 1864

President of the Senate.

The committee on military affairs have considered the resolutions connected to the Ninth regiment of Iowa Troops, together with the amendment & report of the minority of the committee.

The committee have instructed me to report the accompanying resolutions as a substitute for the amendment, and as an amendment to the report of the minority of the committee — and after striking out the last resolution of the minority report, we recommend that the resolutions as proposed to be amended be passed —

Wm Thompson
Chairman

Com'tee on Mil. Affrs

Report

on the 9th Regiment

Nov. 5th/64 Read

Journal of Nov

5th/1864

"X"

Senate Journal

Monday Nov. 7/64

2nd Extra Session

10th Legislature

Read & Adopted

11-7-64

1st page Journal 10
Nov. 7. 1864

A Message from the House informed the Senate of the passage of the following bills

A Bill to protect persons in the right to consult Counsel in certain cases. Read 1 & 2. time and refrd to Judiciary committee

Joint Resolution concerning the distribution of Medicines Read 1 & 2 time & refrd to Com on State affrs.

A Bill to prohibit the sale of Ardent or spirituous liquors within 10 miles of the Corpn of Huntsville except for certain purposes Read 1 & 2. time & refrd to Com on Judiciary

A Bill supplementary to and amendatory of an act to Incorporate the Guadeloupe manufacturing Company Read 1 & 2 time and refrd to Com on State affrs.

A Bill to raise revenue by levying an occupation tax on the distillation and sale of Spirituous liquors and an income tax on the sale of spirituous malt and vinous liquors. Read 1st & 2nd time and refrd to Finance Committee

Senate Chamber Monday Nov. 7th 1864 9 oclk A. M.

Senate met. roll Called. Quorum present. The Journals of Saturday was read and adopted.

Mr. Dickson chm. Com. on Education reports A Bill to amend the act to Incorporate New Braunfels academy, back to the Senate for its action the Committee being unable to agree.

Mr. Sheppard Chm. Com on State affairs reports adversely to the passage of Joint Resolution in relation to claims held by Counties Corporations and citizens of Texas in aid of military defence, and recommends the indefinite postponement of a Bill to amend 12 & 24 sections of an act to authorize County Courts to Regulate roads appoint overseers &c. The same committee recommended the passage of the following bills A Bill to allow assessors and Collectors and Chief Justices to procure stationery from the Comptrollers office. ~~and~~ A Bill to authorize the use of the Penitentiary for the Confinement of Convicts from Louisiana Arkansas & Missouri - and A Bill making an appropriation to defray the expenses of Attys. Sents office for 1864 & 1865 which on motion was taken up Read 2nd time and passed to 3rd reading Rule suspended Read 3rd time and passed.

The report of Jud'y Com. on a Bill to amend ~~24th~~ Sec of act to organize the Supreme Court of the State of Texas was on motion taken up, Bill read 2nd time. Mr. Harcourt moved to amend by inserting "And in addition to the duties now required by law of the clerks of the Supreme Court each of

[redacted]

the clerks appointed under this act shall be required to act as Librarian in Keeping and preserving the books of the Supreme Court" adopted. and bill passed to 3rd reading. Rule Suspended. Read 3rd time & passed.

Mr Pelman presented the memorial of the citizens of Van Zandt County relative to changing the time of holding their District Court. Also a Bill to change the time of holding the District Court in 16th Judicial District. Read 1st time Rule suspended Read 2. time & Refrd to Judy Committee

Mr. Somers introduced Joint Resolution relative to the purchase of clothing and provisions from Q. Masters Commissaries in certain Cases. Read 1 & 2 time and refrd to Com: on Confederate Relations

The Bill to provide more effectually for the support and maintenance of Soldiers being under consideration at the adjournment of the Senate on Saturday the amendment offered thereto by Mr Gurrin was considered was lost by the following vote

Yeas. Messrs Burney, Durant, Gurrin, Harcourt Knox, Lea, Sheppard & Throckmorton.

Nays Messrs Charlton, Davis. Dickson, Ford, Haskell Holland Hord, Somers Kinser, Maxey, Moore of D. Parsons, Wooten & White 14

Mr. Throckmorton offered the following amendment which was adopted. "Provided that the Counties which have not heretofore received the amount of cloth from the penitentiary to which such counties are entitled under the regulations heretofore adopted for distributing cloth to the Counties shall have until the 1st day of [redacted] to apply for and receive

the same and the amount of Cloth still due such counties shall be taken out of the amount herein before in this act. set aside for distribution provided further that such counties shall pay for the Cloth as heretofore" ~~adopted~~.

Mr. Parson moved to amend by adding in Sec 5. after the word "act" in 24th line the words "During his continuance in said Service" adopted.

Mr. Throckmorton offered the following to come in at end of Sec. 2. "It shall be the duty of the Superintendent and Direction of the Penitentiary to calculate the cost of transportation to the various Counties in the State and shall make a due allowance for the same in distributing said cloth that is every County in proportion to its list of beneficiaries shall be considered equally entitled, but the Counties remotely situated from the Penitentiary shall receive more cloth, and those proximate to it shall receive less cloth in proportion to the distance & cost of transportation."

Mr. Mabry offered the following as an amendment to Mr. Throckmorton proposed amendment, Strike out all after the word "cloth" in the 5th line and insert as follows

"And shall distribute to the several counties a sufficiency of cloth in addition to the quantity provided for in this act to pay the transportation on the cloth to the several Counties

a motion to lay on the table was lost by the following vote Yeas. Messrs Durant Ford Gurrin, Harcourt Hartley, Hord, Knox. Lea Sheppard, Throckmorton & Woolten 11 Nays Messrs Burney Charlton Davis Dickson, Haskell Holland Jordan, Lovejoy Kinier Maxey Moore of D. Parsons & White 13. The amendment was then amended

as proposed by Mr. Maxey — The amendment was then laid on the table — Mr. Charlton then moved to reconsider the vote adopting the 1st amendment offered this day by Mr. Throckmorton whereupon the yeas and nays being called stood thus;

Yeas. Messrs Burnet, Charlton, Davis, Dickson, Haskell, Holland, Jordan, Lowery, Kinsey, Maxey, Moore of Davis, Parsons & White 13.

Nays. Messrs Durant, Ford, Gwinn, Harcourt, Hartley, Hord, Knox, Lea, Sheppard, Throckmorton & Wootten 11

The question recurring on the adoption of the Amt.

Mr. Maxey offered the following as a substitute "Provided it shall be the duty of the financial agent to distribute to the counties, which were entitled to cloth under existing laws and which have not received their quota the quantity to which they are entitled in addition to the quantity appropriated by this act" — Mr. Maxey by leave withdrew the amendment and offered the following in its stead "Provided however that nothing in this act shall be so construed as to prohibit the Counties which have not heretofore received their quota of cloth under regulations upon the subject of distributing cloth for soldiers families from receiving their proportion with other counties that have received cloths from the penitentiary" — adopted by the following vote - Yeas. Messrs Burnet, Charlton, Davis, Dickson, Haskell, Holland, Jordan, Lowery, Kinsey, Maxey, Moore of D. Parsons & White 13.

Nays Messrs. Durant, Ford, Gwinn, Harcourt, Hartley, Hord, Knox, Lea, Sheppard, Throckmorton & Wootten 11.

Mr. Harcourt then proposed the following as

as an amendment. "And no distribution shall be made under the provisions of this act until the former distribution shall be equalized by setting apart to counties which have not so received their quota of cloth the amount due them." This amendment being under discussion and Mr. Lea having the floor gave way to a motion to adjourn until to-morrow morning 9 o'clk which was put and carried

Senate Journal

Tuesday Nov 8./64

2nd Extra Session

10th Legislature

Read & Adopted

11-8-64

Senate Chamber Tuesday Nov. 8th 1864 9 oclk A.M.

Senate met. roll called. Quorum present. The journal of yesterday was read and adopted

Mr. Sheppard Chairman of Com. on State affairs on behalf of the Committee recommended the passage of the following bills

A Bill to repeal an act to authorize the Governor to appoint certain officers to represent the interests of the soldiers & citizens of the state at the Head quarters of the T. M. D. dec'd. A Bill for relief of the heirs of Jno R. V. Doney - Joint Resolutions concerning the distribution of medicines and a Bill supplementary and amendatory of an act to incorporate the Guadalupe Manufacturing company

Mr. Harcourt chmn of Judiciary reported a Bill to [redacted] persons in the right to Counsel counsel in certain cases and recommended its passage - Also the following report

"2"

Mr Durant chm of com. on Conf. relations on behalf of the Majority reported recommending the passage of Joint resolutions authorizing the purchase of supplies from Dr Masters & commissaries in certain cases.

Mr. Lea Chairman of Finance Committee made the following report

"3"

The com on Enrolled bills reported as follows

Hon F. S. Stockdale Pro Senate

The Comtee on Enrolled bills have examined and find correctly enrolled the following bills

[redacted] and wool manufacturing company

An act supplementary to an act entitled an

of the I. M. D. Rail. A Bill for relief of the heirs of Jno R. H. Jones - Joint Resolutions concerning the distribution of medicines and a Bill supplementary and amendatory of an act to incorporate the Guadalupe Manufacturing company

Mr Harcourt chmn of Judiciary reported a Bill to [redacted] persons in the right to Consult counsel in certain cases and recommended its passage - Also the following report

"I"

Mr Durant chm of com. on Conf. relations on behalf of the Majority reported recommending the passage of Joint resolutions authorizing the purchase of supplies from Q. Masters & commissaries in certain cases.

Mr. Lea Chairman of Finance Committee made the following report

"J"

The com on Enrolled bills reported as follows

House I. & J. Stockade Pay Rolls.

The Comm on Enrolled bills have examined and find correctly enrolled the following bills viz - An act to incorporate the Bastrop cotton and wool manufacturing company

An act supplementary to an act entitled an act to amend the 3d section of an act to incorporate the Dallas Bridge company approved Dec 11th 1861

Joint Resolutions on the death of Genl John Bugg

An act making an appropriation to defray the contingent expenses of the office of Attorney General

all of which being signed by the Pres of the Senate and Speaker of the house of Representatives were this day presented to the Gov for his approval

Jackson
Chmn

Mr. Parsons introduced A Bill to repeal Art 256 of the Code of Criminal procedure Read 1. & 2 time and refrd to Judiciary committee Also a bill punishing the Crime of horse stealing with death Read 1 & 2nd time and referred to Judiciary Committee -

The question pending at the adjournment yesterday was considered, and the Senate adjourned until 3 oclk P. M.

3 oclk P. M.

Senate met. roll called. quorum present The question before the senate was informally paped over when Mr. Ford introduced a Joint Resolution concerning the books of the Military board Read 1st time Rules sus. Read 2. time & ordered to be engrossed Rule sus. Read 3rd time & paped.

Mr. Harcourt chmn. Judcy Com. reported recommending the papage of a bill to define the time of holding the district Courts in 16th Judcl district &c

The question before the Senate at its adjournment this noon was taken up when Mr. Dickson moved to lay Mr. Harcourts amendmt on the table - The yeas and nays stood thus

Yeas: Mesrs Burney Charlton Davis Dickson Hartley, Haskell, Holland, Jordan Somers Tinsley Moore of D. Parsons & White 13

Nays Mesrs Durant Ford Guinn Harcourt, Hord, Knox Lea, Shepard Throckmorton, Wootten 10

The question then recurred on the adoption of Mr Mayes proposed Amendment

Yeas: Mesrs Burney, Charlton, Davis Dickson

Durant Harcourt, Hartley Haskell, Holland
Ford Gordon Somers Kinsey Knox Lea, Moore
of D. Parsons, Shepard Throckmorton Wootten
and White 21.

Nays - Mr. Ford 1.

The question being on
the passage of the bill to 3rd reading the Senate
adjourned until 9 o'clk A. M. to morrow.

Report of a Majority of the Committee on Finance on House bill, titled "A bill to be entitled An act to provide more effectually for the support and maintenance of the indigent families and dependents of Texas soldiers."

Nov. 8. /64 Read "Y"
Journal of Nov 8. /64

Lea, Chairman.

To the Honorable T. S. Stockdale, President of the Senate.

The Committee on Finance, to which was referred a bill from the House, titled "A bill to be entitled An act to provide more effectually for the support and maintenance of the indigent families and dependents of Texan Soldiers," have carefully considered the subject, and a majority of the Committee now report adversely to the bill, preferring the adoption and maintenance of other measures, which may sustain a different policy for providing aid for indigent dependents of Texan officers and soldiers.

This result has been attained without entire concurrence, even among the majority, as to a few details of the approved general policy. Hence some argumentative views of particulars may be properly regarded as emanating from a minority including the Chairman, while a majority concur in the principal characteristics and recommendations of the Report.

In the first place, it is proper to observe what is the purport of the measure, referred to the Committee.

The House bill proposes in substance, that the indigent dependents of Texan soldiers shall be mainly supported by distributing to the several counties at the Penitentiary, the cloth and thread,

there manufactured, except some small portion, necessary for supplying subsistence and materials for this Institution, and other direct wants of the State. Most of the cloth is entirely made of cotton, and the other small portion is mixed of cotton and wool. There is but little thread, consisting only of small fractions, left as unused excesses of what is prepared for weaving. Without the requisition for the Penitentiary and other direct wants of the State, it is estimated, that the Penitentiary might supply one million of yards of cloth for such distribution, if not prevented by some disaster; and so the bill proposes this amount of such appropriation.

The bill further proposes in substance, that the several counties shall provide for their respective portions of such dependents whatever additional support they may need, and to this end, the County courts are to have the power of levying county taxes, not higher in rate, than the State taxes, with the privilege of collecting in specie in any County where the court shall so order, and with the additional privilege of commuting for other articles, as now allowed by law.

The Committee is persuaded, that such a measure must rest on a supposed necessity, arising from an assumption of inability to devise any plan, that would be eligible for supporting such dependents by ordinary pecuniary resources.

The Committee is well apprized of the discouraging circumstance, which may cause many persons to concede, that no

adequate alternative policy can be adopted, so as to supersede that of the Stamp bill. but such a concession appears to be so hasty and inconsiderate as to require more deliberate consideration.

With all due respect for the present impressions of persons, who sustain the policy of this bill, the Committee feels constrained to present other plans, and to solicit for them a careful and unbiased comparison.

Is the assumption correct, that the Financial condition of the State actually requires that the products of the Penitentiary must be specifically divided among the County courts, to be administered by them, for supporting the dependents of our Soldiers?

The Committee emphatically answer in the negative.

Although the supporters of the bill hold the affirmative of a necessity for it, yet the Committee is quite willing to stake the result on conclusively proving the negative.

Among the numerous considerations, which impress conviction on the Committee, it must select and present only a part of them; and this must be done with brevity. Circumstances forbid any attempt to make a full discussion of the subject, which would otherwise justify extended elaboration, to correct errors and exhibit truths, to aid in redeeming and establishing the Financial credit of the State.

"Although past operations have brought all State paper to extremely objectionable depreciation, yet the unnecessary causes of such discredit are so manifest, and the public resources are so great and available, in comparison with the liabilities, that former failure affords no evidence against future success, except as an indication of unwillingness to employ the means at command, to restore, increase, and establish State credit.

The Committee cannot doubt, that the Legislature has the immediate and absolute control of Means, which could rapidly recuperate the public credit, so that State paper would soon be very near to par with Specie.

To obtain this result there would not be any necessity to increase the ad valorem tax on property. The present rate of this tax, and the mode of payment in Confederate paper, should be continued until the other resources had become successfully operative.

"And like remarks are applicable to the poll tax.

The present tax in kind should likewise be continued on Specie, Treasury notes of the Confederate States, and Treasury Warrants of this State, and bank notes; also the present specie tax on foreign bills of exchange and other currency of foreign funds.

Obligations for personal appearance in Court to answer for crimes might be

payable only in specie, as the best arrangement for assuring attendance.

But with the foregoing exceptions, a general rule could be promptly established to bring dues to the State to the following terms for payment.

Let specie, as the primary alternative, be the standard, for fixing the rates of payment. Then let Confederate Treasury notes, as a second alternative, in commutation for the specie, be receivable at their current value, which might be determined by the rate at which the Confederate government should be receiving its own notes for specie dues, while such rate should approach the real value in general market. And, as a third alternative, in like commutation, let all State liabilities be receivable at par, whether they be on bonds or on the Comptroller's warrants, authorizing the Treasurer to make payments (erroneously called "Treasury Warrants".) But this third alternative, if necessary, at any time, could exclude all or any part of the State bonds; and further, on an extreme emergency, this alternative might include only certain portions of the warrants. Yet the exclusion of any liability, to the extent of it, necessarily would compromise the highest claim to State credit, which would prompt the reception of any liability whether due or not due, whenever the demand could be made to control the

steadily, without oppression of any essential interest, so as to keep all State papers at some figures, approaching equality with specie.

The primary alternative would not require the actual payment of any specie, and it would be used as a mere regulator of the practical payments, to be entirely made by the other alternatives.

The second alternative of receiving Confederate notes cannot be at fault for depreciating this currency, while making a demand for it, and while taking it at the governmental rate when approaching real value, or at the market value if the government should arbitrarily and immaterially depart therefrom. The taking of this paper, as the circulation, which abounds, in comparison with specie and State paper, would make payment practicable in every part of the country, and would obviate the difficulty of payment where both specie and State paper should be scarce, particularly when this paper should be nearly absorbed.

The third alternative, of receiving State paper, must enhance its value in proportion to the demand for it, and the difficulty of procuring it, until it should be regarded as an equivalent of the other alternatives, or the lower one in case of a difference.

The foregoing statements present some of the most plain and familiar principles of credit and of exchange, as among, to be applied to State liabilities and Legislative resources.

The outstanding State liability consist of the following particulars, stated without precision, but nearly approaching accuracy.

First, warrants, about	$.1,300.000
Second, eight per centum bonds, about	916.000
Third, Seven per Cent bonds, about	200.000

The current annual issues will consist of the following particulars, according to present laws, this statement being also without precision, but nearly approaching accuracy.

First, warrants on account of dependents of officers and Soldiers=	$.1.000.000
Second warrants on civil list about	300.000

It is now considered ~~certain~~ probable, that some plan will be adopted, by which the State will be relieved from the future expense of the Frontier defence, except some small amount.

In view of the State liability, it is now proper to consider the Legislative resources for ultimately meeting all demands, and for currently sustaining the credit of the State and its paper.

It is not deemed proper to predicate any exact calculation nor policy on the claim of this State against the United States, although this debt may hereafter be of considerable value.

And, considering the liberality which may be continued towards the Confederate government, its liabilities to this State, without abandonment, are not here reckoned, as part of the Legislative resources now to be relied on, except the Confederate notes of the new issue, to be received under an authorized exchange for notes of the old issue.

The following summary will shew some of the resources, which the Legislature may use, with perfect confidence in their reliability.

There is no reason to doubt, that not long hence about $1,000,000 ——— of Confederate Notes, of the new issue, will be received from the Confederate government in exchange for notes of the old issue.

It is confidently estimated, that the ordinary ~~valuations~~ taxes, payable in the new issue, will annually yield, ~~more than~~ at present rates, about $2,000,000.

These two sources will furnish nearly of the new issue far beyond any absolute demands for such funds. And the large surplus can be applied for what it is worth in market to aid in some necessary exporting of Cotton, to purchase Specie and other articles, which must be obtained from abroad.

We now come to subjects, which allow the application of the proposed plan of receiving payments in the triple alternatives above stated. And these subjects must be presented in the briefest manner, that may shew the applicability of such general rule for payments.

The Railroad companies are indebted to the State, as trustee for the School fund, about eighteen hundred thousand dollars of Specie liability; yet policy dictates, that the alternate modes of payment should be allowed.

All taxes on licenses for occupations should be conformed to the alternative plan; and they might be regulated so as to make a large aggregate demand, without burdening desirable occupations, especially by that taxing distillery.

The alternative policy should be applied to taxes on all sales of distilled spirits, fermented liquors, and wines, whether domestic or imported, except domestic wines, and whether the sale be by wholesale or by retail, and whatever should be the modes of assessment.

The same policy should be applied to mercantile transactions, in general, whether the taxes be imposed on the articles as purchased or as sold.

And it is worthy of special notice, that the taxes on merchandize, including the sales of drinkables, might be extended, so as to make any desirable demand, especially as consumers, at least, are ultimate and principal payers of taxes.

All office fees, accruing to the State, should be subjected to the same alternative terms of payment.

All fines should be brought within the same general rules.

Payments, under existing laws, for University and other lands should be made in the same way.

And no payments should be made for public lands by again opening the land office, if the other demands should leave any doubt of adequacy to sustain the credit of the State and its paper.

It were unnecessary to attempt detailed calculations of the extent of demands, that might arise from the sources already stated, especially as their extent, in the discretion of the Legislature, need not be limited except by the occasion. It were enough to know, as any fair estimate must shew, that a portion of these demands could then control the value of all outstanding liabilities of the State, and of all the issues of its paper, that are not authorized by law; and that these demands,

without pressing them to any inconvenient extent could soon absorb the State's indebtedness, so that only a small amount of its paper would be extant beyond the sums, that owners would be disposed to hold on account of the established value of State paper and credit.

But the same policy should be adopted as to some County taxes, especially in parts of the State, where the circumstances require the levying of such taxes in specie.

And the same alternative mode of payment should be applied to sales of the cloth and thread of the Penitentiary. But the Penitentiary resources are not to be considered a primary reliance, because their continuance depends on various contingencies. During the existence of such means, they should be used as aids to a permanent system, whose principal object should be to sustain the general credit of the State by maintaining that of its paper.

Such a policy would harmonize all interests. The Penitentiary goods might advantageously go to the Confederate government while the proceeds would come to the State Treasury and the State paper would be the best possible reliance for maintaining the civil administration of government and for sustaining the dependents of our officers and soldiers.

The whole project of the House bill is in direct conflict with all these interests.

The continuance of the Penitentiary is its uncertain basis. And its details are manifestly, unequal unjust and inadequate, with reference to its avowed object.

But want of time and of shortness of sessions this report will be further extended.

The Committee present a substitute for the House bill, to amend a former law, providing aid for the same purpose. And a collateral bill is also presented, to regulate the disposal of Penitentiary goods.

Very respectfully submitted,

Pryor Lea,
Chairman.

To the Hon. H. S. Stockdale
President of the Senate

The Judiciary Committee have considered a House Bill to be Entitled an Act to Prohibit the Sale of Ardent & Spirituous Liquors within ten Miles of the Court House in the Town of Huntsville Walker County, except for Medicinal purposes &c.

The Committee are fully sensible of the evils arising from the use of intoxicating liquors. but it is believed by a majority of the Committee to be contrary to the spirit of the age, and the policy of the Government to undertake to Control the appetites of our fellow men by prohibitory legislation.

If there be a majority of the Citizens, within the limits of the Ten Miles, specified in the Bill who are in favor of the passage of such a law this must possess enough moral influence, to discountenance and suppress the complaints of. And this moral influence is believed to be a surer and better security than could be found in a legislative prohibition. If

Liquor at Hinsdale

Report of the
Judiciary
Committee

"Y"

Journal of Nov
6 1864

Sale of Liquor at
Hinsdale

Am directed by a majority of the Committee to return the Bill to the Senate and recommend that it be laid on the table.

Jno. T. Harvey
Chairman

Senate Journal

Wednesday Nov 9.

1864

2nd Extra Session

10th Legislature

Read & Adopted

11-9-64

Senate Chamber Wednesday
Nov 9. 1864 9 o'clk A M.

Senate met. roll Called. Quorum present. The Journal of Yesterday was read & adopted

Mr. Guinn chm. com. on Chms and offs recommended the passage of a Bill for relief of Luke A. Falvell

Mr. Guinn introduced a bill making an appropriation for repairing Executive mansion Read 1st & 2d time & ref'd to Com. on State affairs—

Mr. Burney introduced a bill to dispose of sundry property belonging to the State. Read 1 & 2d time and ref'd to Finance Committee—

A Bill more effectually to provide for the support and maintenance of families and dependents of Texas soldiers being on its passage to 3rd reading Mr. Ford offered the following amendment. Strike out Sec 1-2-3-4 and insert

Sec 1. That 600,000 yards of the cloth and all the excess of thread manufactured by the state penitentiary

"A A"

Laid on table by the following vote Yeas, Messrs Burney, Charlton, Davis, Dickson Haskell Holland, Bowen Kinney, Maxey Moore & Parsons, & White 12.

Nays. Messrs Durant Ford Guinn, Harcourt Hartley Hord Kinney Lea, Throckmorton & Wooten 10

Mr. Hord offered the following Amendment to Sec 1. Strike out all after the word "State" in the last sentence and insert "to be distributed by said County Court to the indigent families and dependents of soldiers in their respective counties" Mr. Maxey moved to lay the amendment on the table— Yeas and Nays were as follows,

A message from the House informed the Senate of the passage of the following

A Bill to provide for the destruction of Treasury warrants and Coupons of the State bonds paid into the Treasury. Read 1 & 2 time and refer'd to Com. on Finance.

Joint Resolution Concerning Peace, reconstruction and independence

---

A Bill to repeal certain laws therein named Read 1 & 2 time and refer'd to Com on Finance

A Bill amendatory of an act to regulate the estraying of stock in certain counties therein named. Read 1st 2 time & refer'd to Com. on State affairs

Yeas. Messrs Charlton, Davis, Dickson, Haskell Holland, Lorrey, Kinsey, Maxey, Moore of D. Parsons & White 11

Nays. Messrs Durant, Ford, Gunn, Harcourt, Hartley, Hord, Knox, Lea, Shepard, Shrockmorton & Wootten 11 The President voted Nay.

The question being upon the adoption of the amendment the yeas and nays were as follows;

2 Yeas: Messrs Burney, Charlton, Davis, Dickson, Haskell, Holland, Lorrey, Kinsey, Maxey, Moore of D. Parsons & White 12.

1 Nays, Messrs Durant, Ford, Gunn, Harcourt, Hartley, Hord, Knox, Lea, Shepard, Shrockmorton & Wootten 12

Mr. Gunn offered to amend by adding at the end of 4th Section "Provided further that in no case shall the cloth be sold or bartered at less than its market value" Mr. Dickson moved to lay on the table.

Yeas, Messrs Charlton, Davis, Dickson, Haskell, Holland, Lorrey, Kinsey, Maxey, Moore of D. Parsons & White 11.

Nays. Messrs Burney, Durant, Ford, Gunn, Harcourt, Hartley, Hord, Knox, Lea, Shepard, Shrockmorton & Wootten 12

The amendment was then adopted.

Mr. Hartley then offered the following amdt. Strike out all after the word "to" in 9th line of 4th section and insert "distribute it to the indigent families and dependents of Texas Soldiers and those engaged in the naval or marine service of the State or confederate government according to their necessities".

Mr. Charlton moved to lay the amendment on the table. Carried -

The question shall the bill pass to 3rd reading being about to be put Mr Ford moved a call of the Senate which was sustained - The Senate not being full, A Bill to provide for two Steneraut revenue agents was taken up read 2nd time - ~~Mr. White offered the follow~~ ~~ing~~ Mr. Word moved to strike out "itinerant" wherever it occurs in the bill - Carried - The bill was then ref. to a Select committee. Messrs Word, Lea, Harcourt, Throckmorton & Ford were announced as said Committee Whereupon the Senate adjourned until 3 oclk P. M.

3 oclk P. M.

Senate met. Roll called. quorum present.

The call of the Senate having been suspended by the adjournment the yeas and nays were called on the passage of the bill in relation to the support of to its third reading
soldiers families Messrs Shepard, Parsons, and Somers were on motion appointed a committee to wait upon and receive the vote of Messrs Gordon and Selman who were unable from indisposition to be in the Chamber -

Yeas: Messrs Burney Charlton, Davis, Dickson Haskell. Holland, Gordon Somers Kinsey Maxey Moore of D. Parsons & White 13.

Nays, Messrs Durant. Ford, Gunnin Harcourt, Hartley Hord Knox, Lea Shepard, Throckmorton & Wooten-12

Mr. Selman was excused from voting - Mr. Throckmorton moved to suspend the rule - Yeas and nays were as follows. Yeas; Messrs Burney, Davis Dickson

Durant Ford, Gwinn, Haskell Holland, Hood
Lorrey, Kinsey, Maxey, Moore of D. Parsons
Throckmorton, Wooten & White 17
Nays Neyes, Harcourt Hartley, Knowles
& Shepard. 5. & the motion was lost 4/5
being required.

A Bill to amend the 5th section of an act to
incorporate the City of New Braunfels. read 2nd
time, and informally passed over.

Mr. Maxey introduced a bill Concerning the
distribution of cloth from the Penitentiary. Read
1st & 2nd time and refrd. to Com. on State affairs

Mr. Lea chrm of Com. on Finance
made the following reports
"B B" "C. C" "D. D"

The Senate then adjourned until
7 o'clk P. M.

7 o'clk P. M.

Senate met. roll called. no quorum. The
An adjournment until 7 o'clk. A. M.
to-morrow was moved & carried.

Mr. Ford's
amendment

"A"

Journal of Nov.
9th 1864

insert after 3 sec.

Provided That nothing in this act
Contained shall be so construed as to prevent
the Counties Counties of the Counties which
has not heretofore received their proper
the amount of cloth to which they were
entitled under distribution heretofore made
from directing the Financial Agent
of the Residentiary to sell the amount of
of cloth to which Some Counties may be
entitled at the time and place and
upon the terms upon which the cloth in
this act appropriated is required to be sold
And the Financial Agent of the Residentiary
shall pay into the Treasury the proceeds of
said sales to be distributed to the Counties
entitled to the same. Provided further
that if there is a sufficient amount of said
cloth left to pay such Counties after paying
the appropriation herein made
as much of said cloth as may be necessary reserving
to meet the appropriations
to obtain subsistence, Material and labor for the
Residentiary ~~are to liquidate appropriation herein~~
~~specifically made~~

Strike out Sections 1-2-3-4 and insert

Sec. 1. That six hundred thousand yards of the cloth and all the excess of thread manufactured by the State Penitentiary be and the same is hereby appropriated annually for the the support and maintenance of the indigent families and dependents of Ex-ex Soldier to be issued as follows Said cloth and thread shall be sold by the Financial agent of the Penitentiary ~~at convenient times~~ in the city of Houston at public auction to the highest bidder per Specimen ~~of the Issuing Warrants a Bonds &~~ after notice shall be given per three successive weeks in two News-papers published in the City of Houston having the largest circulation of the time and place of sale, and sales shall be made once every two months.

Sec. 2. It shall be the duty of the Financial Agent of the Penitentiary, after paying the expenses of the transportation and sale of said cloth immediately after each sale to pay over the proceeds thereof into the State Treasury.

Sec. 3. The money arising from the proceeds of the sales of cloth and thread as herein before provided for shall be distributed to the several County Courts of the State to be by them expended for the Support and Maintenance of the Indigent families and dependents of Ex-ex Soldiers in the manner provided by law for the distribution of appropriations hereafter made.

To the Honorable F. S. Stockdale, President of the Senate.

The Committee on Finance to which was referred "a bill to to be entitled An act to amend the first section of An act entitled "An act to regulate the manner of liquidating claims for payment under appropriations made by the Legislature" approved May 28, 1864," have considered the subject and now report the Bill with a recommendation that it do not pass.

The object of the Bill appears to be the including of the Pension list in the provisions of the law to be amended. It is possible, that some of the persons on this list should have some improved provision made for them, but the Committee is not satisfied of the existence of any such case, while there is good reason to believe, that the list is now excessive in numbers and actually needs material reform.

Wherefore this Committee further report a Resolution, that inquiry be made as to the condition of said list.

Bryan Lee.

Chairman.

Report of the Committee on Finance on "A bill to be entitled An act to amend the first section of "An act to regulate the manner of liquidating claims for payment under appropriations made by the Legislature" approved May 28, 1864.

Read Nov 9. 64

"B B" Lowrie

Lea, Chairman.

To the Honorable F. S. Stockdale, President of the Senate.

The Committee on Finance to which was referred a House bill, styled "A bill to be entitled An act to insure correct returns of assessment rolls to the Comptroller's office" has considered the subject, and now reports the bill, with a recommendation, that it be passed.

Pryor Lea,
Chairman.

Report of the
Committee on
Finance on a House
"Bill to be entitled
An act to insure
correct return of
Assessment Rolls
to the Comptroller's
office!"

Nov 9. 64 Read
"CC" Journal

Lea, Chairman.

To the Honorable F. S. Stockdale, President of the Senate.

The Committee on Finance to which was referred a House bill, titled "A bill to be entitled An act to provide for the exchange of so much of the old issues of the Treasury Notes of the Confederate States, as is now or may be hereafter in the Treasury, for the new issues as is authorized by the acts of Congress, that now exist or may hereafter be passed," have considered the subject, and now report the Bill with a recommendation, that it be passed but with an amendment as submitted herewith, to be the second section of the act.

Pryor Lea, Chairman.

Report of the Committee on Finance on a House bill titled "A bill to be entitled An act to provide for the exchange of so much of the Old issue of the Treasury Notes of the Confederate States, as shall or may be hereafter in the Treasury for the stock issue, as is authorized by the acts of Congress, that now exist or may hereafter be passed"

Dec 9/64 Read
"K. C." journal

Lea, Chairman.

Senate Journal

Thursday Nov. 10th

1864

2nd Extra Session

10th Legislature

Read & Adopted

11-10-64

Senate Chamber Thursday
November 10th 1864 9 oclk a.m.

Senate met. roll called. Quorum present. The Journals of Yesterday was read and adopted.

Mr. Parsons chmn. of Com. on Internal Improvements recommended the passage of a bill to amend an act to incorporate the Galveston Houston and Henderson Rail Road Company &c

Mr. Hubbard presented a Resolution to adjourn sine die on Monday the 14th Inst. The resolution was taken up. Mr. Gunter moved to insert at 11 oclk P. M. Mr. Maxey moved to lay the consideration of the subject until 3 oclk P. M. on Saturday next. There being a tie vote the President voted Nay.

A Bill More effectually to provide for the support and maintenance of the families and dependents of Texas Soldiers was taken up. Read 3rd time and the Yeas and Nays on its final passage stood thus; Yeas: Messrs Burney, Charlton, Davis, Dickson, Ford, Haskell, Holland, Jones, Kinsey, Maxey, Moore of D. Parsons, & White 13

Nays: Messrs Durant, Gunter, Harcourt, Hartley, Hord, Knox, Lea, Shepard, Shackelford, & Wootten 10

Mr. Harcourt made a question of order that a 2/3 vote was required to pass the bill it being an appropriation for private or individual purposes and the President having decided that the bill had passed. Mr. Harcourt appealed and the Yeas and Nays being called were all given in support of the decision except Mr. Harcourt who voted Nay - So the bill passed

A Bill to amend art. 43 Oldham & White digest Read 2nd time - Substitute offered by Judge Com. adopted

A message was received from the House informing the Senate of the passage of the following bills

A Bill to abolish the Military Board and provide for closing up the business thereof. Read 1 & 2 time and refer to Com. on State affairs

A Joint Resolution in regard to the imprisonment of Belf Read 1 & 2 time and refer to Com on State affairs

A Joint Resolution in relation to the purchase of Cotton cards, wool cards and Medicines. Read 1 & 2 time & refer to Com on State affairs

A resolution to adjourn sine die on Saturday 12th inst @ 9 oclk A. M.

and bill ordered to be engroped. Rule suspended, Read 3rd time and paped.

A Bill to amend the 5th Section of an act to incorpo rate New Braunfels academy - Read 2nd time and ordered to be engroped Rule suspended. Read 3rd time and the Yeas and Nays on its paspar stood thus:

Yeas Messrs Burnes, Charlton Davis Dickson Durant Gurini Hartley, Holland Nord, Knox, Maxey, Moore & D, Parsons, Shepard. Shrockmorton & Stotten 16.

Nays Messrs Ford, Harcourt, Haskell, Loreen, Kinsey, Lea & White 7

Mr Parsons chmn. Com. Internal Improvements reported recommending the paspar of a bill amendatory of an act

The Senate then adjourned until 9 oclk A. M. to morrow.

Senate Journal

Friday Nov. 11. 1864

2nd Extra Session

10th Legislature

Read & Adopted

11-11-64

Senate Chamber Friday Nov. 11. 1864
9 oclk A. M.

Senate met. roll called. Quorum present. The Journal of yesterday was read and adopted.

Mr. Davis from Com. on State affairs recommended the passage of a Bill amendatory of an act to regulate the estraying of Stock &c

Mr. Maxey from same committee made the following report

"C C" & "F F"

The finance Committee through Mr. Throckmorton reported a substitute for a bill to provide for the destruction of Treasury warrants, Coupons of the state bonds paid into the Treasury

Mr. Lorren presented the petition of L. S. Robb. in relation to stopping unweaned calves, so as to use the milk of the Cow

Mr. Lea Chmn. Finance Committee made the following report

"G G" "H H"

A Bill to define the time of holding the District Courts in 16th Judicial District Read 2nd time and ordered to be engrossed Rule suspended Read 3rd time & passed.

A bill to define the time of holding the District Courts in 2nd Judicial District Read 3rd time - amendment of Lindsey com. adopted & bill passed to 3rd reading Rule suspended - Read 3rd time and passed -

A bill to provide for the destruction of Treasury warrants &c &c. was on motion taken up. Read 2nd time - substitute recommended by Com. on finance was read and adopted, and Bill passed to 3rd reading Rule suspended Read 3rd time and passed.

A message from the House informed the Senate that the House had concurred in the Senate amendments to bill to more effectually provide for the support and maintenance of families and dependents of Texas soldiers.

Senate Joint Resolution concerning the books of the Texas Land Board.

Joint Resolution from House in relation to soldiers in the Penitentiary.

A Bill to prescribe what kind of funds shall be received in the payment of certain Taxes. Read 1st 2. time and refrd to Com. on Finance.

A Bill to dispose of enemy property belonging to the State was taken up. read 2nd time substitute adopted and bill passed to 3rd reading. Rule suspended Read 3rd time and passed.

A Bill to amend 2nd section of the law suspending all laws for the Collection of debts &c Read 2nd time amendments of com. adopted & bill ord. to be engrossed. Rule sus. Read 3rd time & passed.

A Bill providing for exchange of Oldissue of Confederate notes for the new issue &c. Read 2nd time amendments of com. on finance adopted. and bill passed to 3rd reading. Rule sus. Read 3rd time and passed.

The com. on State affairs recommended that Joint Resolution relating to the impressment of beef cattle do not pass. Mr. White dissenting. Mr. White moved to take up the report carried - Mr. White then moved to lay the report on the table. Lost. The report was then adopted.

A Bill to amend Art 754 of code of Criminal procedure Read 2nd time. and ordered to be engrossed Rule suspended Read 3rd time and passed.

A Bill to repeal an act prohibiting owners or employers of slaves from placing them in charge of farms or Stock ranches detached from home of owner &c Read 2nd time and ord. to be engrossed. Rule suspended Read 3rd time & passed.

A Bill for relief of Luke A. Falwell Read 2nd time & passed to 3rd reading - Rule suspended Read 3rd time and passed.

A Bill to provide Cotton Cards, Wool cards, and Medicines for the people of this state - Read 2nd time. & Referred to Judiciary Committee.

Mr. Mootten offered a resolution restricting the debates to ten minutes for each member - Laid on table for one day's consideration

The Senate then adjourned until 3 oclk P. M.

3 oclk P M.

Senate met. roll called. quorum present

The com. on Enrolled bills reported correctly enrolled properly signed and presented to the Governor the following A Bill to provide more effectually for the support and maintenance of the indigent families and dependents of Texas Soldiers And A Bill to amend 4th section of an act to organize the Supreme Court.

Mr. Harcourt Chmn. Judy Com. reported and recommended the passage of a Bill to amend an act to reorganize 17th Judicial District &:

Joint Resolution concerning the distribution of Medicines Read 2. time & Passed to 3rd reading Rule suspended Read 3rd time and passed.

A Bill for relief of the heirs of Jno B.H. Jones dec'd. Read 2nd time amended as passed to 3rd reading Rule suspended Read 3rd time and passed.

A Bill to amend Art 140 Title 1111 code of Criminal Procedure with report of Judy Com. recommending its indefinite postponement - Read 2nd time - Mr. Ford moved to lay the report on table - lost. The report was then adopted.

A Bill to relieve Jephaniah McMillan from the disability of minority Read 2nd time and passed to 3rd reading. Rule suspended Read 3rd time & passed.

The Com. on State affrs through Mr. Davis reported a Joint Resolution in relation to the purchase of Cotton ~~by~~ the County Courts and recommended its reference to Judy Com. report taken up and adopted

Mr. Dickson introduced a bill to authorize the Treasurer

to employ some suitable person to sign his name in certain cases Read 1st. time Rule suspended Read 2nd time and ordered to be engrossed Rule dies. Read 3rd time and passed.

A Bill to allow assessors & collectors and Chief Justices to purchase Stationery from the Comptrollers office Read 2nd time and passed to 3rd reading - Rule suspended Read 3rd time and passed.

The Senate then adjourned until 9 o'clk A. M. to morrow.

Com. Stat. Affairs,

Engrossment of Bill

Read,

Journal of Nov 11/64

How I S Stockdale Pres^t of the Senate

The Committee on State affairs to whom was in regard to the impressment of beef, refered a "Joint Resolution" have had the same under Consideration, and a majority have instructed me to report the same back to the Senate and recommend its passage, The Committee moved not be understood as being opposed to the Confederate Military authorities ~~for~~ impressing beef when it is necessary to feed the gallant soldiers in the field if the holders of the beef were to refuse to sell, but they can see no Justification for an agent of the Government who unlawfully make impressments of Cattle to be driven to Mexico and sold, and they trust that such acts have not the sanction of the Government,

Rice Maxey one of the Committee

Read

Journal of Nov 11.

1864

"J. J."

To. Hon F. L. Stockdale Pres. of the Senate.

The Committee on State affairs to whom was referred a bill to be entitled "An act concerning the distribution of Clocks from the Penitentiary" have had the same under Consideration, and a Majority of the Committee have directed me to report the same back with expression of opinion that it ought to pass, with the following Amendment to Come in at the foot of the bill ~~back~~ but, between the words to & and in the 2nd line from the bottom to wit,

"Provided however that to authorize any County to receive its portion of Cloth under this act, it shall be necessary for the Chief Justice of the County to notify the financial agent of the Penitentiary within Ninety days from the passage of this act of his intention to take the Cloth, otherwise the said County shall not be entitled to the benefits of this act;

Rice Maxey one of the Committee.

Report
of the Committee
on Finance on
House bill titled
"A bill to be en-
titled An act to
repeal certain
acts therein named."

Nov 11/64 Read
Journal of that day
Ug G "

Lea, Chairman.

To the Honorable H. S. Stockdale, President of the Senate.

The Committee on Finance to which was referred an House bill, titled "A bill to be entitled An act to repeal certain act, therein named," have considered the subject and now report the bill with a recommendation, that it be passed with two amendments herewith presented, as part of this report.

The Committee deem not deem it necessary to give reasons for these amendments beyond what they exhibit.

Pryor Lea,
Chairman.

(Amendment, proposed by the Committee.)

1. Strike out all of the bill after the word "repealed," immediately preceding the Provio, and insert the following.

— except as to their operation on contracts which have been made by the Governor, and which have been fully executed, or which shall hereafter be fully executed, being now in actual progress of fulfilment, so as to require the corresponding issuance and delivery of the bonds to some person or persons, who shall have made and performed respectively their parts of contracts, without any fraud against the State.

Sec. 2. This act shall be in force from its passage.

2. At the end of the Caption add— — except as to specified contracts.

Report
of the Committee on
Finance on "A bill
to be entitled An
act to dispose of
sundry property
belonging to the
State."

"A. A."

Journal of Nov. 11/1864

Lea, Chairman.

To the Honorable F. S. Stockdale, President of the Senate.

The Committee on Finance to which was referred "A bill to be entitled An act to dispose of sundry ~~articles~~ property belonging to the State" have considered the subject and now report the bill with a substitute, and a recommendation that the latter be passed.

Pryor Lea, Chairman.

Senate Journal

Saturday Nov. 12/64

2nd Extra Session

10th Legislature

Read & Adopted

11-12-64

A Bill supplementary to and amendatory of an act to establish a code of Criminal procedure - Read 2nd time & passed to 3rd reading Rule suspended Read 3rd time and passed.

A Bill to amend 12 & 24 sections of an act to authorize County Courts to regulate roads appoint overseers &c. Read 2nd time. The report of Com. on State affairs recommending its indefinite postponement Report laid on table and bill passed to 3rd reading - Rule suspended - Read 3rd time & passed -

Mr Hartley introduced a bill to establish the salary of the Chief clerk of the Treasury ~~Department~~ office Read 1st time Rule suspended Read 2nd time and ordered to be engrossed Rule suspended Read 3rd time and passed.

The Senate then adjourned until 9 o'clk A. M. on Monday next.

Mr Throckmorton offered the following which was adopted.

Resolution The expenses incurred, by the Committee appointed by the Legislature to investigate the Building Board, in procuring a clerk be paid out of the Contingent fund of the Legislature according to the price agreed to be paid by the Committee

A Bill to amend art 608 Oldham & Miles digest Read 2nd time - The question being on the adoption of the report of Judicy Committee recommending its indefinite postponement Mr. White moved to lay the report on table - Lost. The report was then adopted.

Mr. Harcourt made the following report.

The Committee of free Conference between the two houses, to which were referred a Senate "bill to be entitled An act to amend article 702 of the Code of Criminal Procedure" and a House substitute, have considered the subject, and have come to the following understanding.

The Committee recommend, that the bill, as passed by the Senate, be adopted in place of the substitute of the House, and that then the bill be passed.

Jno. T. Harcourt
Chairman
Senate Committee

W. H. Bowers
Chairman House Committee

Adopted

A Bill to amend an act to regulate publication Notices in certain Cases Read 2nd time & indefinitely post poned

Joint Resolution relative to the purchase of supplies from Dr. Mc. or commissaries Read 2. time & ordered to be engrossed. Rule sus. Read 3rd time & passed

The bill was then passed to 3rd reading - Rule suspended, Read 3rd time and passed.

The House Substitute for Senate Bill to amend art 702 of the Code of Criminal Procedure was taken up ~~& read 1st time~~ and Senate refuse to pass it & Reps Harcourt, Gunn & Rea con of conference

The following report was made

Hon F. S. Stockdale Pres of the Senate

The Comt on Enrolled bills have examined & find correctly Enrolled An act for the relief of the heirs of John B. H. Jones dec'd An act to allow assessors & Collectors and Chief Justices to purchase stationary at the Comptrollers office An act to relieve Zephaniah McMillon of the disability of minority, All of which being properly signed were this day presented to the Gov for his ~~approval~~

~~Hon F. S. Stockdale Pres of the Senate~~

~~The Comt on Enrolled bills have examined & find correctly enrolled the following bills viz~~

An act to Amend the 8th Section of an act to incorporate the New Braunfels academy passed Feb 8th 1858

Joint Resolution concerning the distribution of Cutaia medicines

An act to define and fix the time of holding the District Courts in the 2d Judicial District of the State of Texas

An act to provide for the destruction of the Treasury warrants Coupons of the State bonds and Bonds of the State that have been paid or may hereafter be paid into the treasury and cancelled by the Treasurer and turned over to the Comptroller as vouchers

An act to provide for the exchange of so much of the old issue of the treasury notes of the Confederate States as is now or may hereafter be in the treasury for the new issue as is authorized by the acts of congress that now exist or may hereafter be passed

An act for the relief of Silas A Halsell

All of which being properly signed were this day presented to the Gov for his approval

Dickson

Mr Hord introduces the following. Resolved that the chmn of the Joint Committee on the Militia board be authorized to pay the expenses of the investigation out of the Contingent fund 2nd Extra session 10th Legislature. adopted

Mr Kinser from committee on State affairs reported a substitute for a bill to facilitate the introduction of the Carding machine of Messrs Johnson & Mayford.

A Bill authorizing the Comptroller to audit and settle the a/c. of L. P. Strong for subsisting the Tonkeway indians Read 2nd time Amendment of Com. on Claims & a/cs adopted. Rule suspended Read 3rd time and paped.

A Bill to incorporate the Houston paper mill manufacturing Company - Read 2nd time Mr Hatter moves to strike out "other articles" carried. Bill paped to 3rd reading Rule suspended Read 3rd time & paped by constitutional majority Mr Somers voting Nay

A Bill to regulate the issue of bonds of the State sustained by a specie tax. Read 2nd time ordered to be engrossed - Rule suspended Read 3rd time & paped.

Mr Wootten introduced a Bill to authorize the Adjt. and Inspector Genl to appoint a chief clerk. Read 1st 2 time & refrd to Committee on Military affairs

The adjournment resolution from the House was amended so as to read on Tuesday 15th inst at 7 o'clk A. M.

The following report was presented.

The Judiciary Committee have considered a Joint Resolution of the House in relation to the purchase of Colton by the County Courts of the Surrat Counties. and the Committee not having time to enquire into the merits of the subject. respectfully return the same to the House and ask to be discharged from their further consideration.

Jno T. Harcourt
Ch'n

A Bill to remove the disabilities of Minority from certain persons therein named. Read 2nd time Mr. Dickson moved to amend by inserting the name of Leonidas Moody Bragg of Greenes County. Carried. Bill passed to 3rd reading. Rule suspended Read 3rd time and paped.

A Bill to enable the legal representatives of Genl Thomas Green to collect by due course of law without delay the Costs due him as clerk of the Supreme Court. Read 2nd time & ordered to be engrossed -

A Bill amendatory of the act to regulate the estraying of Stock Read 2nd time - Mr Burney moved to amend so as to make the operations of the bill general, carried - and bill paped to 3rd reading - Rule suspended Read 3rd time & paped.

A Bill supplementary to an act regulating Levies. Read 2nd time Rule suspended Read 3rd time and paped.

Mr Hord from select Com. reported on behalf of the majority a substitute for a bill to provide for two revenue agents -

A Bill to provide for holding special Terms of the District Courts - Read 2nd time and the report of said Com. adversely to its passage was read and laid on table - The bill was then ordered to be engrossed. Rule suspended. Read 3rd time and paped.

Mr. Hord moved to reconsider the vote adopting the resolution authorizing the Chrm of Joint Com. on Mil. board to pay the expenses of the investigation out of the Contingent fund - carried - The resolution was then unanimously adopted.

A Bill to amend Art 819 & 820 of the Penal Code - Read 2nd time and indefinitely postponed

A Bill supplementary to an act to regulate the proceedings in County courts in estates of deceased persons was taken up. Read 3rd time Mr Throckmorton moved to strike out "Constitutional Currency" and insert "specie" carried and bill passed -

A Bill to incorporate the Houston City Mills manufacturing company. Read 2nd time & passed to 3rd reading Rule suspended Read 3rd time & passed by Constitutional Majority, Mr Lea voting Nay

Mr Shepard Chm com on State affairs made the following report "A. A" "O O"

A Bill making an appropriation to pay the per diem mileage of members and per diem of officers of 2nd Extra Session 10th Legislature. Read 1st time Rule suspended Read 2nd time Mr Harcourt offered the following amendment "and if there be no funds in the treasury a certified account shall be given to each member for the amount due him." Mr Somers offered as an amendment a Treasury warrant - The amendments were laid on table. Rule suspended Bill read 3rd time & passed.

A Bill to amend an act to revive and continue in force an act to incorporate the Galveston & Houston Rail Road company - Read 2nd time Rule suspended Read 3rd time & passed by Constitutional Majority

A Bill supplementary and amendatory of an act to incorporate the Guadalupe Manufacturing Company Read 2nd time Rule suspended ~~Read 2nd time~~ and passed to 3rd reading - Rule sus. Read 3rd time and passed by Constitutional Majority Mr. Hartley voting nay

A message from the House announced the adoption of a substitute for Senates bill to amend Art 702 of Code of criminal procedure - which was taken up and made special order for 4 oclk P.M.

A Bill to raise a revenue by levying an occupation tax on the distillation and sale of spirituous liquors and an income tax on the sale of spirituous malt or vinous liquors. Read 2nd time substitute offered by committee on finance adopted Mr Kinsey offered the following amendment

Amend by adding to the 2d Section as follows. And any person or persons increasing his or their still to a greater capacity than that of the still on which he, she or they shall have paid a license on or shall add another still, in the distillation of liquors, to the one he, she or they shall have paid a license shall be guilty of

~~as acts to incorporate the~~

company — Read 2nd time. Rule suspended. Read 3rd time & passed by Constitutional Majority

A Bill supplementary and amendatory of an act to incorporate the Guadalupe Manufacturing Company — Read 2nd time Rule suspended ~~Read 2d time~~ and passed to 3rd reading — Rule sus. Read 3rd time and passed by Constitutional Majority Mr. Hunter notary nay

A message from the House announced the adoption of a substitute for Senates bill to amend Art 702 of Code of criminal procedure — which was taken up and made special order for 4 o'clk P.M.

A Bill to raise a revenue by levying an occupation tax on the distillation and sale of spirituous liquors and an income tax on the sale of spirituous malt or vinous liquors. Read 2nd time substitute offered by Committee on finance adopted Mr. Kinsey offered the following amendment

Amend by adding to the 2d section as follows. 'And any person or persons increasing his her or their still to a greater capacity than that of the still on which he, she or they shall have paid a license on or shall add ~~other~~ another still, in the distillation of liquors, to the one he, she or they shall have paid a license or shall be guilty of all the penalties prescribed by this act and punished accordingly

Kinsey

Laid on table

A message from the House informed the Senate of the passage of the following bills.

Joint Resolution relative to cotton & wool cards. Read 1st & 2d time and referred to Committee on State affairs

Bill to Incorporate the Austin Iron Company. Read 1st & 2d time and referred to Committee on State affairs

Bill to repeal an act and part of an act therein named. Read 1st & 2d time and referred to Com on Finance

Bill for relief of E. McLaughlin Read 1st & 2d time and referred to Com on Military affairs

Bill to provide for the publication of synopsis of the decisions of Supreme Court. Read 1st & 2d time and referred to Committee on Judiciary

Bill making appropriation for contingent expense of 2nd Extra Session 10th Legislature Read 1st time Rule sus. Read 2nd time and passed to 3rd reading. Rule sus Read 3rd time & passed.

Substitute for Senate bill to amend art 702 of Code of Criminal Procedure

and asking for Joint Committee to consider a bill authorizing the purchase of cotton & wool cards. Briefs Wooldridge Ford and Davis were announced as the Senate Committee

A Bill making an appropriation to pay the per diem & mileage of members and pr. diem of officers of 2nd Extra Session 10th Legislature ~~Read 1st time Rule sus. Read 2nd time & passed to 3rd reading. Rule suspended Read 3rd time & passed~~

---

and have concurred in Senate amendments to the following bill,

and have concurred in Senate amendments to the following bills,

[illegible]

[illegible]

[illegible]

The resolution restricting debates to ten minutes was read and adopted

The report of finance Committee on a Bill to amend the 1st Sec of an act to regulate the manner of liquidating claims for payment under appropriations made by the Legislature was read & adopted

A Bill to make an appropriation for the inclosure of the State Cemetery Read 2nd time & ordered to be engrossed. Rule suspended Read 3rd time and passed.

A Bill to dispose of the surplus cloth and thread manufactured at the Penitentiary. Read 2nd time and ordered to be engrossed by the following vote 19 yeas And 2 nays 3. vz. Messrs Hartley, Kinsey & Parsons

Joint Resolution relative to the export duties on cotton Read 2nd time The resolution was then ordered to be engrossed. Rule suspended Read 3rd time and passed.

Joint Resolution in relation to 9th regiment of Texas infantry - Read 2nd time - amendment of committee on Military affairs adopted. and resolution ordered to be engrossed - Rule suspended Read 3rd time & passed

The following majority and minority reports were submitted by the Judiciary Committee

"K K" "L L"

Mr. Lea chairman Finance Committee made the following report.

"M M"

Mr Hartley offered the following amendments First
Strike out "The consequence of
this management persevered in,
cannot fail to be the cessation
of production, and with it all
Revenue derived from that source.
Nor has this been the only evil resulting
from this vicious system"

Lost

Second Strike out "A further
consequence of this system has been that
the country being the large outlay for
cotton purchased and the small
return have become suspicious of
speculation and convinced of mismanage-
ment, and men who were at first
willing to give their cotton to support
the army are now loth to sell it
to any government agent.

Lost

Senate Chamber ~~Friday~~ Saturday Nov 12
1864 9 oclk A M.

Senate met roll called quorum present
The Journal of yesterday was read and
adopted

Mr Loomis presented the petition of Jno M
Moore which was refrd to Com on State affairs

The com on Enrolled bills reported the following
correctly enrolled papers signed and presented to
the Governor. [redacted] Resolutions concerning
peace reconstruction and independence — Joint
resolutions concerning the books of the Military board.

Mr Marcount chmn Judiciary Com made the
following report

"J. J."

A Bill to insure Correct returns of assessment
rolls to the Comptrollers office - Read 2nd time and
passed to 3rd reading Rule sus. Read 3rd time
and passed

A Bill to extend the time for the redemption
of lands sold for taxes Read 2nd time and passed
to 3rd reading. Rule sus. Read 3rd time &
passed

Joint Resolution construing an act to require
the financial agent of the Penitentiary to settle his
accounts quarterly with the Comptroller Read
2nd time and ~~passed to 3rd reading~~ ordered to be engrossed Rule suspd.
Read 3rd time and passed.

A Bill Concerning the disposal of Cloth made
at the Penitentiary Read 2nd time Amendments of
committee on State affairs adopted and bill ordered to
be engrossed. Rule suspended Read 3rd time & passed

To the Pust of the Senate

The Comtee on State affairs have
under consideration A Bill to be entitled
An act to amend the first Section
of an act to Regulate the Manner
of liquidating Claims for payment
under appropriations Made by the Legis=
=lature Approved May 28th 1864 And a
~~the bill~~ Majority of the Comtee
have instructed me to report
the same back to the Senate
and recommend its passage ~~the~~
~~passage of the same~~ ~~for the reason why~~
~~I cannot~~

Respectfully
Submitted

Report of
Comtee on
State Affairs

"A A"

Journals Nov 12/64

Liquidation of claim
against State

Leopard

To the Honorable F. S. Stockdale, President of the Senate.

The Committee on Finance, to which was referred A bill from the House, entitled "A bill to be entitled An act to repeal an act and part of an act therein named," has considered the subject and now reports the bill with a substitute, and recommends that the latter be adopted and passed.

The Committee recommend this measure both for its intrinsic propriety, and as one means of adjusting a connected system of measures, now before the Legislature, the adoption of which, in substance, appears to have become necessary for the Financial Credit of the State and its paper and for support of dependants of Texan Soldiers.

Peyton Lea,
Chairman.

Report—
of the Committee
on Finance on a
House bill, titled
"A bill to be en-
titled An act to
repeal an act
and part of an
act therein named.

"P. P."

Journal of Nov. 14
1864

Lea, Chairman.

The Judiciary Committee have
duly considered a Bill to
entitled an act to amend Art
773 B. of the Penal Code, and
instruct me to report that
the object of the amendment
is to prevent an vicious practice
of some transient-persons in
the Western part of the State,
who are not citizens of this State
and, who take advantage of the time
- obtain money from our Citi-
-izens, under the promise of perform
ing certain personal service
and then leave the State with
-out complying with their en
gagements.

I am directed to report the
accompanying Substitute, and
recommend its adoption and
the passage of the Bill.

Jno. T. Stevens
Chairman

Indiana
Committee
on Bill to
punish persons
for obtaining money
on false pretence
of performing fu
neral services

"R. R"

Journal of Nov.
14. 1864

To the Honorable F. S. Stockdale, President of the Senate,

The Committee on Finance, to which was referred a bill from the House, styled "A bill to be entitled an act to raise revenue by levying an occupation tax on the distillation and sale of spirituous liquors, and an income tax on the sale of spirituous, malt and vinous liquors" have considered the subject and upon report the bill with a substitute, and recommend that the latter be passed.

Thy or Lea Chairman

Report
of the Committee
on Finance on the
House bill to raise
revenue by Assess-
ment and other
taxes.

"A M"
Journal of Nov. 12th
1864

Lea, Chairman.

To the Honorable F. S. Stockdale, President of the Senate, and the Honorable M. D. K. Taylor, Speaker of the House.

The Committee of free Conference between the two Houses, to which were referred a House "bill to be entitled An act to raise Revenue by levying an occupation tax on the distillation and sale of spirituous liquors, and an income tax on the sale of spirituous, malt, and vinous liquors," and the Senate's substitute, "A bill to be entitled An act to raise revenue from occupation, income, and poll taxes," have considered the subject, and now report, that they recommend the adoption and passage of the Senate's bill substitute, with the following amendments.

In Sec. 8. after the word "merchant" insert "whose business may be wholesale retail, or commission" then strike out "five" and insert "three"—

In Sec. 8. Strike out the clause concerning tannery.

In Sec. 9. as to Negro traders - strike out "fifty" and insert "two hundred"—

In Sec. 9: Strike out "one hundred dollars" and insert "one dollar for each mile of the length of the route"—

In Sec. 9. strik out "or doctor"

In Sec. 10 - at end of first division add "on each doctor ten dollars"—

In Sec. 10. Strike out the clause as to a keeper of a boarding house.

In Sec. 11 - Strike out the provision as to stage and hack drivers.

Sec. 12: Strike it out.

In Sec. 14 ... at the end add "provided that permanent residents shall be allowed three months for their respective terms of assessment, return, and collection"

Sec. 15. Strike out "as nearly practicable" and insert "every three months".

In the Caption Strike out "and poll" also, after "occupation" insert "and"

Pryor Lea Chairman
Committee of Senate

L. V. Brady
Chairman Comm House

Read & Passed
Journal of Nov. 14th 04

Secy Chairman

The bill was then ord. to be engrossed Rule susp.
Read 3rd time & passed

A Bill to authorize the Governor to purchase 80,000 pr. cotton & 20,000 ps. wool cards &c.
Read 1st time. Rule suspended Read 2nd time
Mr. Harcourt moved to indefinitely postpone
Carried

The following report was presented

Report of
the Committee
on Finance
Military affairs
&c

Mr. Maxey introduced a bill supplementary to an act to provide more effectually for the support and maintenance of families and dependents of Texas Soldiers. Read 1st time Rule suspended Read 2nd time Mr Kinsey moved to strike out 500,000 and insert 1,000,000
Mr. Hartley offered a substitute for the bill and amendment. [redacted] & amdt & substitute made special order for 10 o'clk P.M.

To the Honorable F. S. Stockdale, President of the Senate.

The Committee on Finance, to which were referred the following subjects, now return them to the Senate and ask to be discharged from further consideration of them, because each of them has been embraced in other measures, which have received such action as to dispense the necessity for any further action or report of this Committee.

"A bill to be entitled An act to prescribe what kind of funds shall be received in the payment of certain taxes," from the House.

A Senate bill prohibiting the further issue of Treasury Warrants."

Two petitions, one from Gates county, and another from Fayette County, concerning support for Soldiers families.

Two petitions for Repeal of what is called the liquor Law.

And a joint resolution concerning adjournment.

The Committee beg the attention of the Senate to the consideration, and thus clear its table of all subjects, which have been referred to it.

Bryan Lea,
Chairman.

Mr Somers introduced
A Bill fixing the salary of private secretary of the Governor and making an appropriation therefor - Read 1st time, Rule suspended Read 2nd time and ordered to be engrossed Rule suspended Read 3rd time and passed
A Bill to Incorporate the Holly Springs Manufacturing Company - Read 1st time Rejected Read 2nd time and passed to 3rd reading - Mr Ford moves to strike out the words 'Corn meal & flour' carried Rule suspended Read 3rd time and passed by a Constitutional majority -

The following Communication from the Governor was read

"S. S." (Note This is relative to receipt of confederate notes new issue by the Penitentiary)

A Bill to provide for the publication of a synopsis of decisions of Supreme Court. Read 2nd time and passed to 3rd reading. Rule suspended Read 3rd time and passed

Mr. Dickson moved to take up a bill to abolish the Military Board and to provide for closing up the business thereof - Carried - Bill read 2nd time, & made special order for 10 o'clk P.M.

A Bill to amend 1st Sect. of an act to regulate the manner of liquidating claims under appropriations made by the Legislature app Nov 28. 1864 Read 2nd time - Mr. Marcomb moved to strike out 'Treasury warrants' and insert 'Confederate Treasury Notes & the new issue' Laid on table informally

The following report was presented
(viz. Rept. of Com of Conf. on bill to repeal an act
and part of an act therein named)

Report adopted. Mr Hartley voting nay

Nov 14th 1864

President of the Senate,

The committee of
Conference on the House Bill to be
entitled an act to repeal an act & part
of an act therein named, and the
Senate Bill as a substitute therefor
have considered the same, and
have agreed to recommend the
Senate to recede from its bill - And
as a part of the same series of measures
for the support of soldiers families,
would recommend to the Senate
to keep the House Bill amendatory
of the Bill to distribute the Penitentiary
cloths

[redacted] W Shankland
Chairman on
part of Senate
Committee
D. M. Prindergast
Chm House Comt

Report of
Committee of
Conference
on a House Bill
to repeal certain
acts & Resolutions
Rec'd by a substitute
Thereof

Journal of 14th Nov
1864

A Bill supplementary to an act to more effectually provide for the support and maintenance of families and dependents of Texas soldiers. Read 1st time Rule suspended - Read 2nd time Mr Kinsey moved to amend by inserting "Market value" after "Public sale" - lost. Mr Bowers moved to strike out "Twenty" and insert "forty" before "days" adopted Mr Parsons moved to strike out the words in Sec. 1. "at its market value" in lines 49 & 50 - Laid on table and bill passed to 3rd reading. Rule suspended. Read 3rd time & passed.

A Bill to dispose of certain property belonging to the State - on a substitute from House. Substitute Read 1st time Rule suspended Read 2nd time and passed to 3rd reading Rule suspended Read 3rd time and passed.

A Bill supplementary to an act making an appropriation for frontier protection for the years 1864 & 1865. Read 1st time Rule suspended Read 2nd time and passed to 3rd reading Rule suspended Read 3rd time and passed.

A Bill to allow the use of the Penitentiary for the Confinement of convicts from the states of Louisiana Arkansas and Missouri - Read 2nd time & passed to 3rd reading Rule suspended. Read 3rd time & passed.

Joint Resolution in relation to frontier organization Read 1st time - Rule suspended Read 2nd time and passed to 3rd reading Rule suspended Read 3rd time and passed -

[redacted] of an act to regulate the manner of liquidating Claims under appropriations made by the Legislature. appd May 28/64 - The question being on the adoption of Mr. Harcourts amendment Mr. Guerin moved a call of the Senate which was sustained. The senate not being full the Senate proceeded to consider a bill to incorporate the Southern Mineral Institute Read 2nd time Amend. of Common Education adopted and bill passed to 3rd reading. Rule susped. Read 3rd time and passed by Constitutional Majority —

The following report was presented taken up and considered and adopted -

(Note This is Mr Leas report on Occupation tax bill)

The call of the Senate having been suspended ~~the yeas and nays were ordered on~~ Mr Harcourts amendment to the bill to amend 1st Sec. of act to regulate the manner of liquidating claims under appropriations &c &c

~~Yeas Mefs. Dickson Ford Harcourt Holland Hord, Kinsey, Parsons, & Shepard~~ being under consideration ~~Nays Mefs. Barrow Beard, Guerin Haskell, Lowndes, Knowles, Maxey, Moore of D. Throckmorton Wootten & White~~ The call for the yeas & nays having been withdrawn — The bill was refd to Com on finance

bolish the Military board &c being Special
hour 10 P.M. was taken up Read 2d
ation being on the passage of the bill to a
Mr. Hord moved a call of the Senate which
was procured. The Senate not being full a Joint
resolution in relation to claims held by Counties Corporation
&c was taken up - Report of Committee on State affairs
adversely to the bill was adopted.
Mr. Dickson offered the following resolution:

Resolved That the Secretary of the Senate be
required to record the Senate Journals - 2d Extra
Session 10th Legislature for which service he shall
receive three hundred dollars payable out of
the Contingent fund of the Legislature
Adopted.

The call being suspended the question on paping to
3d third reading the bill to establish the Military board recurred,
when the bill was laid on the table
A Joint resolution in relation to cotton & wool cards. Read
2nd time and paped to 3d. reading. Rule suspended Read 3d.
time & paped - A motion to reconsider was made and carried. Mr. Gunn
moved to amend by striking out "and Hon Contractor for" adopted & bill paped
A Joint Resolution in relation to the imprisonment of beeves Read
2d time & paped to 3d. reading Rule suspended Read 3d time &
paped.
A Bill making an additional appropriations for the support
of the Government for years 1864 & 1865 - Read 1st time
Rule sus. Read 2d time. Mr. Somers offerd Amdt. "For purchasing
stationery for assessor & Collector of Int Internal by the
Comptroller 5000$. adopted Bill passed to 3rd reading
Rule sus Read 3d time & paped.

Senate Chamber Monday Nov.r
12.th 1864 9 oclk A.M.

Senate met. roll called. Quorum present.

Mr. Lea Chm.n finance Committee made the following report

"P P"

~~All the same~~

The following report was presented.

Hon. F. S. Stockdale Pres.t of the Senate—

The Comt on Enrolled bills have examined and find correctly enrolled an act concerning the distribution of cloth from the penitentiary

An act to extend the time for the redemption of land sold or to be ~~sold~~ hereafter sold for taxes

An act to insure correct returns of assessment rolls to the Comptrollers office, The same being properly signed ~~by him~~ have been presented to the Gov for his approval

Dickson
Chm

Mr. Ford Chm.n Com.e on Military Board made the following report.

"Q Q" (Note— This is the report of the Joint Com. to investigate the affairs of the Military Board)

Mr Harcourt made the following report

"R. R."

A message was received from the House informing the Senate of the passage of the following bills:
Joint Resolution in relation to the State Penitentiary
A Bill amendatory of an act to regulate the estraying of Stock with non concurrence of house in Senate amendments.
Senate bill to establish the salary of Chief Clk of the Treasurers office
House bill making an appropriation for recovering or repairing roof of Governors Mansion
and have adopted Report of Com of Conference on Bill to amend art 782 Code of criminal Procedure — Have also adopted report of Joint Com. on bill to provide for introduction of cards into this state
have refused to adopt Senate substitute to a Bill to raise revenue by occupation and income tax and also Senate substitute to bill to repeal an act and part of an act therein named on the disagreement on the revenue by occupation and income tax Senate adhere & ask for Committee of Conference - The same action was had on the bill to repeal an act & part of an act therein named. Messrs Lea Grimm & Dickson were appointed Com of Con. on Revenue occupation & Messrs Throckmorton Haskell & Knox on the last named bill
The House has passed bill to amend 4th Section of An act more effectually to provide for the support & maintenance of families of Texan Soldiers

Message Sheet Continued

House Bill to provide for the prompt return of Negroes who runaway from Confederate service

Senate bill to make an appropriation for inclosing the State Cemetery. Senate Joint Resolution of thanks to the 9th regiment of Texas Infantry and other Texas troops. Senate Joint resolution in relation to the purchase of supplies from Q.M. Masters and commissaries in certain cases. House bill to define and punish the offence of obtaining money under false pretence of performing personal service. House Joint Resolution in regard to frontier organization and House bill supplementary to and making an appropriation to defray the expenses of defending the frontier for 1864 & 1865. Senate Joint Resolutions in relation to export duties on cotton and Senate bill to regulate the disposal of unsold bonds of the state sustained by a specie tax.

A substitute for a Senate bill to dispose of sundry articles belonging to the State. Senate bill to regulate the salary of private secretary to the Governor. Senate bill to authorize Rail Road Companies to pay their indebtedness to the state with treasury warrants and State bonds and House adopt report of Committee of Conference on a Bill raising revenue by tax on occupations & incomes. House bill making additional appropriations for the support of the govt for 1864 & 1865. House refuse to adopt Senate substitute to bill to repeal certain acts therein named. House bill to make an appropriation to recover or repair the roof on the old Land office. House bill to fix the salaries of the several librarians of Supreme Court.

The report was taken up. Bill read 2nd time. Substitute adopted and ordered to be engrossed. Rule suspended Read 3rd time and passed.

The report of Com. on Finance made this morning was on motion taken up - Bill read 2nd time, substitute adopted

Mr. Kinsey offered the following amendments ~~Strike out "Treasury warrants" and insert "Confederate Notes of New issue"~~ Mr. Hartley offered to amend the amendment by striking out the 2nd section of the bill Lost - The question recurring ~~on the adoption of~~ Mr. Kinseys amendment was taken and the amendments even laid on table.

Mr. Harcourt then offered the following amendment which was lost.

Mr. Dickson moved to strike out all that portion of the bill which authorizes issuing Treasury warrants for support of soldiers families for 1865

Yeas Messrs Burney Charlton Davis Dickson Ford, Harcourt Hartley, Holland, Jones, Kinsey, Maxey, Moore of D. Parsons, Shepard, Throckmorton White 17

Nays Messrs Guinns, Haskell Hord, Knox, Lea, Wootten 6

The bill was then passed to 3rd reading. Rule suspended Read 3rd time & passed.

Mr. Hartley introduced a Bill to authorize the County Court of Galveston County to borrow money to support the indigent persons of said county. Read 1st time Rule suspended. Read 2nd time & ord. to be engrossed Rule suspended Read 3rd time & passed

2

Amend by striking out all in the said section after the word "operative" in the ~~fifth~~ sixth line and inserting for more than five hundred thousand dollars in Confederate Treasury Warrants which shall be forthwith paid and that the one million to be paid as are appropriated for the support of the dependents of ~~the~~ Soldiers families for the year 1865 shall be paid in Confederate Treasury notes of the new issue - five hundred thousand dollars of which shall be paid on the first day of March 1865 and five hundred thousand dollars on the first day of September ~~1865~~ of the same year

Strike out

After the words "might be made" in the 1st Sec., ~~and add~~ the words, "in - holdings of the State, either by bona - fide Warrants on its Treasury or by its Bonds including their Coupons. at par with Specie" and insert in lieu thereof. "temporary Treasury Notes of the new issue."

Mr Shepard offered the following A Joint resolution rescinding the time fixed for adjournment

Mr Shepard Chmn Com State affairs recommended the passage of a bill making an appropriation for inclosing the State Cemetery with the following amendment Strike out Ten and insert "Two"

The following report was presented

Hon T. J. Stockdale Pres of the Senate

The Comt on Enrolled bills have examined and find correctly enrolled a bill An act to authorize the treasurer of the State to employ some competent person to sign his name in certain cases, and making an appropriation therefor

An act supplementary to an act entitled an act to regulate proceedings in the county courts approved Mch 28. 1848

An act to incorporate the Houston city mills manufacturing co

An act supplementary to and amendatory of an act entitled an act to incorporate the Guadalupe manufacturing co

An act to authorize the Comptroller to audit and settle the accounts of L. P. Strong for subsisting the Tonkaway indians

An act making an appropriation to pay the contingent expenses of the second extra session of the 10th Legislature

An act making an appropriation to pay the mileage & per diem of members and the per diems of officers of the 2d ex session of the tenth legislature

An act to incorporate the Houston paper mill Manufacturing co

An act amendatory of an act entitled an act to incorporate the Galveston & Houston junction rail road Company approved April 8th 1861 and to amend said act approved Feb 25. 1863

An act to amend the 13th and 24th sections of an act to authorize and require County courts to regulate roads &c

An act supplementary to an act entitled an act regulating juries approved May 4th 1846

An act supplementary to and amendatory of an act to establish a code of criminal procedure for the State of Texas approved august 26th 1856

All of which being properly signed were this day presented to the Gov for his approval

Hickson
Chmn

A Bill to repeal the 1st Section of an act to suspend the location, survey and sale of the public domain except in certain cases. Read 2nd time - The Report of Com. on Public Land recommending that the bill do not pass was adopted.

A Bill to reorganize the 17th Judicial District Read 2nd time - Mr Harcourt offered a substitute which was adopted and bill passed to 3rd reading. Rule suspended Read 3rd time and passed.

A Bill to protect persons in the right to consult Counsel in certain Cases. Read 2nd time and passed to 3rd reading Rule sus. Read 3rd time and passed.

A Bill to repeal certain laws therein named. Read 2nd time - Mr. Throckmorton offered a substitute which was adopted - Mr. Ford moved to strike out all in relation

to the purchase and importation of Medicines [redacted]
[redacted]t. — & Bill passed to 3rd. reading — Rule
suspended. Read 3rd. time & passed. By the following
vote Yeas: Messrs Burney, Davis, Ford, Guinn
Haskell, Jordan, Somers, Knox, Lea, Maxey, Moore
of D. Shepard, Throckmorton, Walker & White
Nay. Messrs Charlton, Dickson, Harcourt, Hartley
Holland, Hord, Kinser, Parsons, & Selman

Mr. Shepard made the following report.

To the Hon. H. S. Stockdale
President of the Senate

The Committee on State affairs
to whom was referred, the following
Bills viz A Bill Making appropriation
[redacted] Repair the Executive
Mansion. A Bill to abolish the
Military Boards & to provide for
closing up the business thereof
A Joint Resolution relative to
Cotton & Wool sacks Also on
Petition of Jno M. Moore for
want of time has unable
to consider the said Bills & Resolution
& Memorial with that care
which their importance merits
the Committee therefore have
instructed me to report the
same back to the Senate for
their consideration & Request
that the Committee be discharged
from further consideration of
the same and recommend the passage of a bill to be incorporated
the Austin Iron Company

Shepard
Chairman

Report of the
Committee on
State affairs

Adopted

A Bill to prohibit the sale of Spirituous liquors within ten Miles of Town of Huntsville. Read 2nd time - Report of Judiciary Com. laid on table and bill passed to 3rd reading - Rule suspended - Read 3rd time and passed

A Bill to Incorporate Austin Iron Company Read 2nd time - passed to 3rd reading Rule Suspended - Read 3rd time and passed by Constitutional Majority

A Bill to authorize the issuance of execution for Supreme Court Costs due Genl. Thomas Green Read 2nd time - Mr Knox offered to amend by inserting Provided no execution shall be issued on any property belonging to any citizen of the County at the time of the levy... or on the property of any person so [illegible] - adopted